

SENTENCING COMMISSION MINUTES

Committee	Utah Sentencing Commission
Date	Wednesday, September 3, 2008
Time	Noon – 1:30 p.m.
Location	Utah State Capitol, Capitol Board Room
Members Present	Judge Jeffrey Burbank, K.S. Cornaby, Scott Daniels, Jesse Gallegos for Curt Garner, Representative Lorie Fowlke, Marlene Gonzalez, Senator Jon Greiner, Judge Kimberly Hornak, Randy Kester, Dan Maldonado, Jim Marchel, Judge Paul Maughan, Judge Gregory K. Orme, Robyn Williams for Tom Patterson, Chief Ed Rhoades, Sy Snarr, Doyle Talbot, Bob Yeates
Members Excused	Paul Boyden, David Brickey, Judge Terry Christiansen, Senator Mike Dmitrich, Representative Carl Duckworth, John Hill, Kathy Reimherr, Sheriff Brad Slater, Kirk Torgensen
Staff	Scott Carver, Jo Lynn Kruse, Dr. Chris Mitchell, Ben Peterson, Ned Searle
Visitors	Cliff Butter, Wade Farraway, Rob Latham, Rep. David Litvack, Adria Swindle
Agenda Item	Welcome and Approval of Minutes
Notes	Kay Cornaby called the meeting to order and welcomed everyone. Rep. Fowlke made the motion to approve the minutes from the August meeting. Sy Snarr seconded the motion which passed unanimously .
Agenda Item	Gang Legislation
Notes	Paul Boyden is unable to be here today. This item will be moved to the November agenda.
Agenda Item	Dating Violence Legislation
Notes	<p>Ned Searle spoke briefly about a nurse from St. Mark's Hospital who was in a dating relationship. The man she was dating started causing problems at her workplace to the point where she had to take thirty days of leave to try and resolve the situation. She eventually was found dead in the trunk of her boyfriend's car. This incident illustrates that domestic-type violence is not solely a problem between married people, but also applies to those who are dating someone. Most victims are college students or adults in dating relationships. Thirty six states have laws in place to protect individuals who date. Utah is not one of them.</p> <p>Some members of the commission do not feel this is a problem in Utah and request that Ned provide some Utah statistics to justify the need for Domestic Violence and Dating Violence Protective Order Amendments.</p> <p>Representative David Litvack presented H.B. 247, Domestic Violence and Dating Violence Amendments legislation which Senator Bell also supports and asked the Sentencing Commission review. Robert Yeates made the motion to support the bill in concept. Scott Daniels seconded the motion. The motion passed with four dissenting votes. Kay Cornaby will invite Legislative Research and Senator Bell to attend our next meeting to further discuss the legislation.</p>
Agenda Item	Crime Victimization Survey
Notes	Dr. Chris Mitchell presented the results of the <i>2007 Crime Victimization Survey</i> , which may be viewed in its entirety on the CCJJ website www.justice.utah.gov . This random telephone survey is a follow-up to the 2000, 2002 and 2004 surveys and included new identity theft and attempted and completed crimes questions.

	<p>Almost fifty four percent of respondents reported being a victim in 2006. Of those, 43.5 % were property crime, 24.8% were violent crime and 2.7% were sex crimes. Chris then reviewed definitions and demographics for property crime, person crime, sex crime, and identity theft, and concluded with the respondents' perceptions of crime.</p> <p>The new category of identity theft and attempted identity theft showed a rate of 14 percent for 2006, which is a much higher rate than an earlier national study. Chris discussed how respondents discovered the theft, their relationship to the perpetrator and financial loss. Almost fifty nine percent said they did not lose any money however one respondent lost \$100,000.</p> <p>Time ran short, so Chris was not able to present findings from the <i>Rape in Utah 2007</i> survey results. That item will be moved to the November agenda.</p>
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Next Meeting	The next meeting will be November 5, 2008, Utah State Capitol, Capitol Board Room
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Minutes prepared by Jo Lynn Kruse – Administrative Assistant, CCJJ