

**MINUTES OF THE
EXECUTIVE OFFICES & CRIMINAL JUSTICE
JOINT APPROPRIATIONS SUBCOMMITTEE
ROOM W015, WEST OFFICE BUILDING, STATE CAPITOL COMPLEX
January 16, 2008**

Members Present: Sen. Michael G. Waddoups, Co-Chair
Sen. Scott D. McCoy
Rep. Douglas C. Aagard
Rep. Keith Grover
Rep. Christopher N. Herrod
Rep. Brad King
Rep. Curtis Oda
Rep. Jennifer M. Seelig

Members Absent: Sen. Curtis S. Bramble

Members Excused: Rep. Eric. K. Hutchings

Staff Present: Gary Ricks, Fiscal Analyst
Gary Syphus, Fiscal Analyst
Carrie Griffith, Committee Secretary

Note: A list of visitors and a copy of handouts are filed with the committee minutes.

Sen. Waddoups called the meeting to order at 9:34 a.m.

Sen Waddoups welcomed everyone to the meeting. Members of the committee and staff were introduced.

Addressing the department heads, Sen. Waddoups stated the committee would like a report on what happened with last year's allotted budget and a recap of the requests for FY2009.

Jonathan Ball, Legislative Fiscal Analyst, directed the committee to informational documents located in their provided binders and briefed them on their duties and responsibilities throughout the session.

Governor's Office of Planning and Budget

Mr. Ball briefly reviewed items in the Compendium of Budget Information (COBI) and explained how FY2008 monies were used and the anticipated budget requests for the coming year.

John Nixon, Director, accompanied by Sandy Naegle, Fiscal Manager, briefed the committee on the Budget Prep System and expressed appreciation for the monies appropriated for that system.

Michael Cragun, Director of Elections, gave a brief overview on election needs and the anticipated budget requests for FY2009.

Mike Mower, State Planning Coordinator, briefed the committee on the duties and responsibilities of their department. A handout was distributed which explained how Planning Grant Funds are used to help in the Governor's budget.

Dianne Nielson, Energy Advisor, briefly explained the duties and responsibilities of the agency and gave a brief overview of anticipated budget needs for FY2009. She also briefed the committee on ways to use the State's own natural resources, specifically mentioning oil, gas, and particularly coal.

Commission on Criminal and Juvenile Justice

Robert Yeates, Executive Director, accompanied by David Walsh, Deputy Director, Mary Lou Emerson, Director Substance Abuse and Anti-Violence, and Dr. Christine Mitchell, Director Research and Data, addressed the committee. Stan Parrish, Chairman, was in attendance at the meeting and acknowledged by Mr. Yeates. Several other organization and staff members were introduced.

Handouts, which give general background information on the organization, were distributed.

Dave Walsh briefly explained the agency's sources of funding and budget concerns for FY2009.

Mary Lou Emerson gave an overview of the Meth Campaign and discussed the warning signs of meth use. A brief clip was shown on the endmethnow.org campaign. An informational packet was distributed to committee members.

Christine Mitchell briefed the committee on the Drug Offender Reform Act (DORA) program and explained the Police Contact Survey.

Richard Ziebarth, Grant Program Manager, discussed grant awards, drug taskforce funding, sexual exploitation of children prevention and how the funds are allocated.

Ron Gordon, Director Crime Victim Reparations, briefed the committee on Victim Information and Notification Everyday (VINE) and Switch in CVR Funding.

Jennifer Hemenway, Technology Grants, discussed the Computer Expedited Arrest System to Eliminate DUI (CEASE DUI). Sen. Waddoups felt this issue may make one of the biggest impacts on what the committee can do to help the public.

Courts

Dan Becker, Court Administrator, assisted by Myron March, Deputy State Court Administrator, Rick Schwermer, Assistant Court Administrator, Debra Moore, District Court Administrator, and Derek Bryne, Budget Manager, briefed the committee on the anticipated budget requests for FY2009, noting in particular an increase in Deputy Court Clerk compensation. Handouts were distributed to the committee.

A CourTools presentation on judicial performance measurement indicators was shown, explaining how allocated funds have been used this past year. A more detailed presentation will be given later in the session.

Attorney General

Mark Shurtleff, Attorney General, assisted by Kirk Torgensen, Deputy Chief of Criminal Justice, and Wade Faraway, Assistant Attorney General, distributed a handout to committee members. Executive officers of the department were introduced.

Mr. Shurtleff thanked the committee for the appropriated monies given their office in FY2008. Mr. Shurtleff briefed the committee on the anticipated budget requests for the coming year, including caseload increases, criminal non-support attorneys, support staff salary increases, children's justice centers state administration, mortgage fraud, "David C." plaintiff attorney fees, agency billing issues and detoxification program for officers exposed to methamphetamine.

Guardian Ad Litem

Keith Kelly, Chair Oversight Committee, accompanied by Rick Smith, Director, introduced several members of the department. A handout was distributed to the committee.

Mr. Smith briefed the committee on the what they've done with the appropriated monies in FY2008 and talked about some of the changes that have taken place in the department.

Mr. Kelly and Mr. Smith responded to questions raised by committee members.

Board of Pardons and Parole

Curtis Gardner, Chairman, accompanied by Jesse Gallegos, Board Member, and Clark Harms, Vice Chairman, distributed a handout detailing the duties and responsibilities of the Board.

Mr. Gardner briefed the committee on how they used monies allotted the Board in FY2008.

Mr. Harmes discussed the anticipated budget requests for the coming year.

Mr. Gallegos gave an overview of information technology, in-state travel and board and staff training.

State Auditor

Auston Johnson, State Auditor, accompanied by Dean Eborn, Financial Audit Director, briefed the committee on the anticipated budget requests for the coming year, including two additional performance auditors. A handout on Performance Audits was distributed to committee members. Questions were raised by committee members regarding the Performance Audits. Mr. Johnson will provide those answers later in the session.

State Treasurer

Richard Ellis, Deputy Treasurer, introduced members of the department. He mentioned they will not be requesting any building blocks for FY2009 but hoped the base budget will be approved.

The meeting was recessed for lunch at 12:23 p.m.

The meeting reconvened at 2:21 p.m. Sen. McCoy was excused for the remainder of the meeting.

Department of Public Safety

Scott Duncan, Commissioner, accompanied by Joe Brown, Director of Administrative Services, expressed appreciation to the committee for the appropriated monies given to the department in FY2008. He mentioned three particular areas the monies have made a positive impact in the department: the Utah Highway Patrol, where the funds were used to help fix some of their pay issues; the crime lab, where they feel they have now "plugged the hole"; and BCI, where the turn around time is better than what statute requires in the concealed weapons area.

A handout outlining building block recommendations for FY2009 was passed out and briefly explained by Mr. Duncan. Those building blocks will be detailed at a later time in the legislative session.

Department of Corrections

Tom Patterson, Executive Director, accompanied by Cliff Butter, Director of Planning and Research, addressed the committee. Referring to a handout distributed to the committee, Mr. Patterson briefly explained how the appropriated monies given the department were used for

FY2008. He also reviewed some of the issues facing Corrections and the department's building block requests for FY2009, including opening the Pod at Gunnison AP&P offender facility. The main concern for the department is in recruiting and retaining qualified staff. Other issues will be detailed in the department's presentation later in the session.

Questions and concerns were raised by committee members and answered by Mr. Patterson.

Corrections Spouse Auxiliary

Quenette Huber, President, accompanied by Natalie Hutchinson and Mindi Barrett, co-Presidents, addressed the committee. Speaking in behalf of themselves and other spouses of corrections officers, they expressed concern about unfilled posts, overtime hours worked and safety issues facing the officers in the department. A handout showing longevity statistics was distributed and explained to committee members.

Cliff Buttar, Director of Planning Research, responded to questions raised by committee members concerning overtime hours and working conditions.

Division of Juvenile Justice Services

Dan Maldonado, Director, assisted by Rick Platt, Administrative Services Director, addressed the committee. A handout describing expenditures for FY2008 was shown. Building block requests for FY2009 were also briefly explained by Mr. Maldonado, specifically Caseload Growth, Tooele Youth Services, and the Early Intervention Pilot Program.

Mr. Maldonado answered questions raised by committee members concerning recidivism of juveniles and clarification of a survival chart shown on the handout. He stated more information will be provided later in the session.

MOTION: Rep. Oda moved to adjourn. The motion passed unanimously, with Sen. McCoy and Rep. King absent for the vote.

Sen. Waddoups adjourned the meeting at 3:20 p.m.

Sen. Michael G. Waddoups, Co-Chair

Rep. Eric K. Hutchings, Co-Chair