

**MINUTES OF THE
JUDICIARY, LAW ENFORCEMENT, AND CRIMINAL JUSTICE INTERIM COMMITTEE**

Wednesday, August 18, 2010 – 9:00 a.m. – Room 30 House Building

Members Present:

Sen. Jon J. Greiner, Senate Chair
Rep. Douglas C. Aagard, House Cochair
Rep. Lorie D. Fowlke, House Cochair
Sen. Lyle W. Hillyard
Sen. Benjamin M. McAdams
Sen. Ross I. Romero
President Michael G. Waddoups
Rep. Sheryl L. Allen
Rep. Trisha S. Beck
Rep. Richard A. Greenwood
Rep. Keith Grover
Rep. Eric K. Hutchings
Rep. Don L. Ipson
Rep. Brian S. King
Rep. Rebecca D. Lockhart
Rep. Curtis Oda

Rep. Jennifer M. Seelig
Rep. Mark A. Wheatley
Rep. Larry B. Wiley
Rep. Carl Wimmer

Members Absent:

Sen. D. Chris Buttars
Rep. Jim Bird

Staff Present:

Mr. Jerry D. Howe, Policy Analyst
Mr. Stewart E. Smith, Policy Analyst
Ms. Susan Creager Allred, Associate General Counsel
Ms. Esther D. Chelsea-McCarty, Associate General Counsel
Ms. Amanda K. Majers, Legislative Secretary

Note: A list of others present, a copy of related materials, and an audio recording of the meeting can be found at www.le.utah.gov.

1. Committee Business

Chair Greiner called the meeting to order at 9:09 a.m.

MOTION: Rep. King moved to approve the minutes of the June 23, 2010 meeting. The motion passed unanimously, with Sen. Romero, President Waddoups, Rep. Allen, Rep. Fowlke, Rep. Grover, Rep. Hutchings, Rep. Ipson, and Rep. Seelig absent for the vote.

MOTION: Rep. Aagard moved to approve the minutes of the May 19, 2010 meeting. The motion passed unanimously, with Sen. Romero, President Waddoups, Rep. Allen, Rep. Fowlke, Rep. Grover, Rep. Hutchings, Rep. Ipson, and Rep. Seelig absent for the vote.

MOTION: Rep. Aagard moved to approve 2011 General Session draft legislation, "Inmate Health Insurance Amendments" (2011FL-0035/002), as a committee bill. The motion passed with Rep. Lockhart, Rep. Oda, and Rep. Wimmer voting in opposition. Sen. Romero, President Waddoups, Rep. Allen, Rep. Fowlke, Rep. Grover, Rep. Hutchings, Rep. Ipson, and Rep. Seelig were absent for the vote.

2. Alimony Issues

Sen. Hillyard raised and discussed a number of issues concerning alimony, including 2011 General Session draft legislation, "Alimony Amendments" (2011FL-0126/002), which was distributed to the Committee prior to the meeting. Sen. Hillyard answered questions from the Committee.

3. Statutorily Required Reports

Mr. Ron Gordon, Executive Director, Utah Commission on Criminal and Juvenile Justice (CCJJ), distributed and discussed "Commission on Criminal and Juvenile Justice Staff Hours Required to Prepare Annual Reports." Mr. Gordon answered questions from the Committee.

4. Forfeited Property Report

Ms. Doreen Weyland, Contract/Grant Analyst, CCJJ, distributed "2010 Federal Equitable Sharing Report" and "Utah Asset Forfeiture Programs." She discussed the federal asset forfeiture program.

Mr. Richard Ziebarth, Program Manager, Drug Task Force Grant Project, CCJJ, discussed the state asset forfeiture program. Mr. Ziebarth answered questions from the Committee.

5. Use of Criminal Surcharges and Fines for Funding Drug Task Forces

Mr. Ziebarth discussed "Utah State Task Force Grant" and "Crime Reduction Assistance Program - Utah State Asset Forfeiture Grant," which were distributed to the Committee prior to the meeting. Mr. Ziebarth answered questions from the Committee.

Chair Greiner turned the chair over to Rep. Fowlke.

6. Activities of the Multi-agency Strike Force

Mr. Kirk M. Torgensen, Deputy Attorney General, Utah Office of the Attorney General, distributed and discussed "SECURE Strike Force - Executive Summary" and discussed "Secure Strike Force: 2009-2010 Annual Report to the Legislature," which was distributed to the Committee prior to the meeting.

Rep. Fowlke returned the chair to Chair Greiner.

Mr. Torgensen and Mr. Ken Wallentine, Chief of Law Enforcement, Utah Office of the Attorney General, answered questions from the Committee.

7. Immigration Enforcement

Rep. Stephen E. Sandstrom distributed and discussed 2011 General Session draft legislation, "Illegal Immigration Enforcement Act" (2011FL-0127/006).

Mr. Arturo Morales, member of the public, testified about his experience immigrating legally from Mexico to the United States and spoke in favor of the legislation.

Ms. Barbara Petty, Utah Eagle Forum, spoke concerning her ancestors' immigration to the United States and issues regarding illegal immigration. She spoke in favor of the legislation.

Ms. Ginger Dixon, member of the public, spoke concerning illegal immigration issues and spoke in favor of the legislation.

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Ms. Alia Herrod, member of the public, testified concerning her experience immigrating legally from the Ukraine and spoke in favor of the legislation.

Ms. Lynnette Weed, member of the public, testified about the effects of her child's identity being stolen and used by multiple people to obtain jobs.

Rep. Sandstrom answered questions from the Committee concerning the legislation.

8. Other Business / Adjourn

MOTION: President Waddoups moved to adjourn in accordance with legislative rule SR24.09., "Committees Not to Meet While Senate Is in Session," so members of the Senate could attend the extraordinary session of the Senate scheduled to begin at noon.

Chair Greiner adjourned the meeting at 11:56 a.m.