

**MINUTES OF THE  
EXECUTIVE OFFICES & CRIMINAL JUSTICE  
APPROPRIATIONS SUBCOMMITTEE**

**Room 25 House Building**

**February 9, 2015**

**Members Present:** Sen. Daniel Thatcher, Co-Chair  
Rep. Eric K. Hutchings, Co-Chair  
Rep. Keven J. Stratton, House Vice Chair  
Sen. Jani Iwamoto  
Sen. Scott K. Jenkins  
Sen. Ralph Okerlund  
Rep. Rich Cunningham  
Rep. Sophia DiCaro  
Rep. Angela Romero  
Rep. V. Lowry Snow

**Members Excused:** Sen. Curtis S. Bramble  
Rep. Brian S. King  
Rep. Merrill F. Nelson  
Rep. Curtis Oda

**Staff Present:** Mr. Gary Syphus, Fiscal Analyst  
Ms. Clare Tobin Lence, Fiscal Analyst  
Ms. Jennifer Eyring, Committee Secretary

**Note:** A copy of related materials and an audio recording of the meeting can be found at [www.le.utah.gov](http://www.le.utah.gov).

Co-Chair Thatcher called the meeting to order at 8:12 a.m.

## **2. Agency Budget Requests**

Mr. Gary Syphus, Fiscal Analyst, explained handouts that contained General Budget Changes as Requested by the Governor, Agency Changes that differ from the Governor, Legislative Fiscal Analyst General Fund Recommendations, Legislator Appropriations requests, and EOCJ Fee schedules.

### **Juvenile Justice Services (JJS)**

Ms. Susan Burke, Director, discussed the request for \$1,640,000 for the Weber Valley Detention Center and said it was the only JJS program with ongoing needs that is funded with one-time funding. Weber County has the highest rate of admission and the detention center is a critical component in the area. It is anticipated that the Weber Youth Center will better address the early intervention needs in the county.

Mr. Cecil Robinson, Budget Director, explained the request for \$17,200 ongoing funding to compensate for a reduction in the General Medicaid Assistance Percentage (FMAP) funds.

Ms. Burke gave an update on their efforts to partner with local entities to provide infrastructure and other contributions for the Weber Youth Center. It was reported that there is a need for Receiving Centers in Vernal, Davis, and Tooele counties. To open those facilities and restore hours in other facilities would cost around \$1 million.

Mr. Robinson added it would take around \$350,000 to \$400,000 to reopen a receiving center that had closed and smaller amounts to restore 24 hours per day service in open facilities.

Sen. Brian E. Shiozawa explained the request for \$80,000 one-time funds to continue screenings done for sexually transmitted disease in JJS centers. The screenings were previously funded by grants that have been depleted.

Ms. Burke said JJS contracts out for all medical services. The College of Nursing has been providing sexually transmitted disease testing that has been helpful for this high risk population. JJS has sufficient funding for other medical testing.

### **Department of Public Safety (DPS)**

Mr. Keith Squires, Commissioner, stated their top priority is the request for Crime Lab's DNA and Sexual Assault Evidence Collection Kit (SAECK) Optimization Project. Included in that request is \$800,000 ongoing funding for five new and three current DNA analysts.

Mr. Jeff Carr, Deputy Commissioner, clarified that the remaining amount in the ongoing request is for supplies and maintenance. The DPS one-time request for \$500,000 would be in addition to \$500,000 available from the Federal Asset Forfeiture Account, for robotics equipment, software, and training. Retaining DNA analysts was addressed.

### **Courts**

Mr. Dan Becker, State Court Administrator, reviewed how \$581,000 of General Funds was replaced as a temporary measure with funding from the Trust Interest Restricted Account. The Courts are requesting that funding source return to General Funds because the Restricted Account is not sufficient to fund them for another year. The request for a 4th District Juvenile Court Judge and staff is not on the request list for this committee. It is a statutory item that is being addressed as a bill.

Mr. Ray Wahl, Deputy Court Administrator, discussed information on the handout "Utah State Courts" dated February 3, 2015. The Courts are requesting \$814,200 one-time supplemental funding to cover the Juror/Witness/Interpreter FY 2014 deficit and \$950,000 ongoing funding to eliminate the need for future supplemental requests. He explained that they have hired full time interpreters who can interpret remotely from the Matheson Courthouse, alleviating some of the travel costs.

### **Department of Corrections (DPS)**

Mr. Rollin Cook, Executive Director, introduced the budget requests as found on the handout "Department of Corrections Appropriations Request Summary". He reiterated that their staff is the foundation of the Department. DPS requested \$2,151,000 ongoing funds for Correctional Staff Compensation.

Mr. Mike Haddon, Deputy Director, discussed the Justice Reinvestment Initiative budget requests. He emphasized that the 18 recommendations in the Initiative are interdependent and require an up-front investment. He highlighted the need for the Inmate Mental Health Service request for \$1,045,100

ongoing funding.

Mr. Squires clarified the staff compensation request is made up of a Building Block request in addition to the amount in the Governor's budget for a total of \$4,315,300.

Mr. Haddon explained that the Parole - Substance Abuse Aftercare request for \$600,000 and the Treatment in Contract County Jails request for \$500,000 are for one-time funding to keep the programs going while they evaluate how to best operate them under the Justice Reinvestment Initiative.

Ms. Geri Miller-Fox, Director, Adult Probation and Parole (AP&P), discussed the following ongoing funding requests: Community Treatment - \$1,805,900; Treatment Agents - \$988,000; Office Specialists - \$604,000; Community Transition Specialists - \$893,000; and Training for Justice Reinvestment - \$100,000. Treatment and Resource Centers can provide immediate referrals for needed treatment and support. Some of the funding would help establish new Centers and supplement existing Centers and provide training. Ms. Miller-Fox said they will be able to identify mental health needs sooner, provide up-front services, and potentially keep people out of the prison system. They would also be able to help the transition from state institutions back into the community. Along with Community Correctional Centers, AP&P coordinates with various community partners to house and provide mental health services.

Mr. Haddon clarified that the requests for AP&P are for services within the community and not in the prison system. Models show it is more productive to provide treatment and services in the community. He emphasized that they are fully vested in the Justice Reinvestment Initiative changes and that they have already put many of the changes into place.

Mr. Cook reiterated that the Department of Corrections is committed to these changes and needs everyone to do their part in it, or people will still end up incarcerated.

Mr. Jerry Pope, Director, Division of Institutional Operations, addressed the ongoing request for West 1 Operational Funding - Net FY 2016 Funding for Hiring and Training - \$2,900,000.

Mr. Haddon spoke briefly about the ongoing funding requests for Jail Contract Funding - \$1,208,000 and Jail Contracting Rate Increase - \$1,000,000. Projections indicate that additional bed space will not be needed immediately, but it is important to have the additional capacity when West 1 opens. DPS is also requesting supplemental funding of \$500,000 for the current fiscal year to cover expenses in the medical line item.

Mr. Cook addressed questions about the Gunnison facility, stating that finding employees and volunteers is a challenge, but they are able to provide all medical and other needs. It is something to consider if the prison location is moved from Draper.

### **Governor's Office**

Mr. Ron Gordon, Executive Director, Commission on Criminal and Juvenile Justice Services (CCJJ), explained the request for one-time funding for the Justice Reinvestment Initiative - County Incentive Grant Program - \$2,000,000. These funds would be awarded as grants to counties to help them offset

additional costs as the Justice Reinvestment Initiative is implemented. CCJJ is requesting \$250,000 one-time funds for Justice Reinvestment Initiative - Victim Advocates. These funds would be used to provide additional service in remote areas to underserved populations. Mr. Gordon reviewed the requests for Factual Innocence Payments - Supplemental one-time - \$118,200 and one-time - \$60,200. Other requests from CCJJ included \$1,000,000 one-time from the Criminal Forfeiture Restricted Account for body cameras for the Utah Highway Patrol and authority to seek an additional \$13,900,000 in federal funds.

Mr. Dave Walsh, Deputy Director, CCJJ, discussed the Pay For Success request for \$500,000 one-time funds. The request is for funding to select a model and run a pilot program for two years that addresses inmates with co-disorders, mental illness and substance abuse. If the pilot program is effective, they will seek investors to help fund the program.

Mr. Gordon reiterated that the PEW Charitable Trust provided help with studies and data, but the Justice Reinvestment Initiatives were developed by the State to be specific for the State's needs.

Mr. Phil Dean, Deputy Director, Governor's Office of Management and Budget (GOMB), reviewed the following requests: Governor's Office Operations - \$210,000 ongoing; Presidential Primary - \$3,000,000 one-time; Privatization Board - \$150,000 one-time; Water Pricing Study - \$100,000 one-time; and the Enterprise Performance fund - \$400,000 one-time. The Office has removed the request for Doing Business in Utah - \$100,000 one-time.

#### **Board of Pardons**

Ms. Angela Micklos, Chair, assisted by Mr. Greg Johnson, Administrative Coordinator, discussed two requests associated with the Justice Reinvestment Initiative. Those requests included an ongoing request for an Experienced Research Consultant - \$100,000 and a one-time request for Equipment and Software - \$74,000. Ms. Micklos said it would be a benefit to them to have that data available to the Board along with the ability to provide required reports to CCJJ.

#### **4. Agency Fees**

Mr. Syphus explained the "EOCJ Consolidated Fee Report" document provided to the committee for review before voting.

**MOTION:** Rep. Romero moved to adjourn. The motion passed unanimously with Sen. Jenkins, Sen. Okerlund, Rep. Stratton, and Co-Chair Hutchings absent for the vote.

Co-Chair Thatcher adjourned the meeting at 10:45 a.m.