

2-23-21

Senate Judiciary, Law Enforcement, and Criminal Justice Committee

Bill: 3rd Substitute HB 260, Criminal Justice Modifications

Sponsor: Rep. Lisonbee

Floor Sponsor: Sen. Kennedy

UASD Position: Support

This Bill: amends provisions related to sentencing, probation, parole, and court-ordered restitution, fines, fees, and other costs.

Discussion: The sponsor said this bill cleans up statutory language to eliminate conflicting language in the Utah Code. The new language makes the restitution framework more easy to understand by clarifying that restitution is part of a criminal case. This bill eliminates the multitrack system making every defendant equal when seeking restitution. This bill eliminates the two order requirements, stops the overlapping of the criminal and civil time period for paying restitution and allows an opportunity for remittance with the victim's consent.

Yeas: 5

Nays: 0

N/V: 2

Outcome: HB 260 passed out of committee with a favorable recommendation

Bill: SB 223, Utah Protection of Public Employees Act Amendments

Sponsor: Sen. Weiler

Floor Sponsor:

UASD Position: Track

This Bill: amends the Utah Protection of Public Employees Act.

Outcome: Bill not heard in committee.

Bill: HB 84, Use of Force Reporting Requirements

Sponsor: Rep. Romero

Floor Sponsor: Sen. Anderegg

UASD Position: Support

This Bill: requires local law enforcement agencies to collect and submit data on the use of force to the Bureau of Criminal Identification.

Discussion: Representative Romero said this bill requires local law enforcement agencies to collect and submit data on the use of force to the Bureau of Criminal Identification. Members of the public voiced support for this bill. For the sake of time, the sponsor asked members of the public who support this bill not to comment.

Yeas: 5

Nays: 0

N/V: 2

Outcome: HB 84 passed out of committee with a favorable recommendation

Bill: 3rd Substitute HB 101, Prohibited Persons Amendments

Sponsor: Rep. Stoddard

Floor Sponsor: Sen. Weiler

UASD Position: Support

This Bill: provides notification requirements for an individual who may not possess a firearm as a result of a criminal conviction.

Discussion: Rep. Stoddard explained that this bill requires a court to give notice to an individual that is restricted from possessing a firearm. For the sake of time, the Chair asked members of the public in support of this bill not to comment. The Statewide Association of Prosecutors support this bill.

Yeas: 5

Nays: 0

N/V: 2

Outcome: 3rd Substitute HB 101 passed out of committee with a favorable recommendation

Bill: 2nd Substitute HB 138, Post Council Membership Amendments

Sponsor: Rep. Winder

Floor Sponsor: Sen. Thatcher

UASD Position: Tracking

This Bill: modifies the representatives on the POST Council.

Discussion: Representative Winder said there are 4 at-large seats on the Peace Officer Standards and Training Council (“Council”). The Representative continued by saying that one seat is usually filled with a rank and file police officer. Without a rank and file officer on the Council, a valuable perspective is lost. This bill adds a representative that is a rank and file police officer and a representative from the National Association for the Advancement of Colored People (“NAACP”) or another ethnic group to serve on the Council. The bill reduces the number of at-large members on the Peace Officer Standards and Training Council to keep the size consistent.

Yeas: 4

Nays: 0

N/V: 3

Outcome: 2nd substitute HB 138 passed out of committee with a favorable recommendation