

	<p>Emergency Medical Services Committee to report annually to the Law Enforcement and Criminal Justice Committee. (JLECJ October Interim - Committee Bill) [FN: Will not impact the state budget.]</p>
<p>HB0023</p>	<p>Controlled Substance Modifications CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Gage Froerer Party: R) SUP SUP PRI PRI SUP SUP GOV SIGNED 2/25/11 (Sen. Christensen) AMENDED Expands the definition of a controlled substance to include a list of synthetic equivalent cannabinoid substances and their analogs and homologs found in products commonly referred to as "spice." EXPANDS the definition of a controlled substance to include substances and their analogs and homologs found in products referred to as "BATH SALTS." Clarifies that the tetrahydrocannabinols in Schedule I of the Utah Controlled Substances Act include those both naturally and synthetically derived. Provides that it is an affirmative defense that the person produced, possessed, or administered any of these listed substances if the person: was engaged in medical research; and was a holder of a license to possess controlled substances for research. Authorizes the Controlled Substances Advisory Committee to recommend placement of a substance on a controlled substance list if it finds that the substance has a potential for abuse and that an accepted standard has not been established for safe use in treatment for medical purposes. Adds "spice" to the driver license provisions regarding driving under the influence. Provides that a legislative body of a political subdivision may not enact an ordinance that is less restrictive than any provision of the Utah Controlled Substances Act. (HHS November Interim Comm. Bill) [FN: Will not impact the state budget. DPS would collect additional driving reinstatement fee revenue (\$65 each) that will cover the costs of reinstating the driver licenses.] ADDS 2 new class B misdemeanors; 2 new third degree felonies; 2 new second degree felonies.</p>
<p>HB0028S01</p>	<p>Penalties for Unauthorized Use of Records CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Richard Greenwood Party: R) SUP SUP --- SUP --- SUP GOV SIGNED 3/23/11 (Sen. Bramble) Provides that the Motor Vehicle Division shall disclose a protected record in certain circumstances. Provides that the knowing or intentional unauthorized access, use, disclosure, or dissemination of records created or maintained by the MVD, the Driver License Division, or the Criminal Investigations and Technical Services Division is a class B misdemeanor. Provides that the director of the MVD, the DLD, the Utah BCI, and the Commissioner of Public Safety shall be informed of the unauthorized use of certain records. [FN: An offender would be fined \$500 in a Justice Court; of which \$250 would go to the state and \$250 would go to the county. It is estimated there would be one case per year.] ADDS 3 new class B misdemeanors.</p>
<p>HB0031</p>	<p>Restoration of the Right to Vote and Hold Elective Office CCJJ USC USAAV LELC UCV UBJJ (Sponsor: John Mathis Party: R) N/P N/P --- --- --- GOV SIGNED 3/30/11 (Sen. Knudson) AMENDED Provides a process by which a person convicted of a misdemeanor for violating the Election Code may have the right to vote or hold office restored. Prohibits a person convicted of a misdemeanor for violating the Election Code from registering to vote or remaining registered to vote, unless the right to vote has been restored. Authorizes a challenge to the right to vote if the voter is convicted of a misdemeanor for violating the Election Code, unless the right to vote has been restored. [FN: Will not impact the state budget.]</p>

HB0042	<p>Alcoholic Beverage Control Act Retail License Quotas CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Gage Froerer Party: R) --- --- OPP --- --- (Sen. Valentine) Modifies the numerical restrictions on the number of retail licenses that may be issued. [FN: Increasing licenses will increase fee revenue to the Liquor Control Fund by \$60,700 in FY2012 and \$61,600 in FY2013. New licenses also increase gross revenue by \$423,600, of which \$89,000 would be transferred to the Gen. Fund as liquor profits, \$42,400 to the School Lunch Program, and \$27,500 to the Gen. Fund from sales tax. Newly licensed restaurants increase sales tax revenue by \$49,300 in FY2012 and \$51,100 in FY2013. Local governments can expect increase in sales tax revenue of \$28,800 in FY2012 and \$30,600 in FY2013. Businesses can expect to pay fees of \$60,700 in FY2012 and \$61,600 in FY2013.]</p>
HB0045	<p>Vehicle Impound Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Jeremy Peterson Party: R) SUP --- SUP SUP SUP --- GOV SIGNED 3/23/11 (Sen. Reid) AMENDED - code reference. Provides that a peace officer, without a warrant, may seize and take possession of any vehicle, vessel, or outboard motor: that the division or the peace officer has reason to believe has been involved in an accident involving property damage, injury, or death; and whose operator did not remain at the scene of the accident until the operator fulfilled certain requirements. [FN: Will not impact the state budget. Up to 1200 individuals may experience an increase in costs up to \$200 related to retrieving their vehicle after it has been seized (towing, impound, storage costs, etc.)]</p>
HB0048S03	<p>Fingerprints of Juveniles CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Jeremy Peterson Party: R) SUP --- --- SUP OPP GOV SIGNED 3/21/11 (Sen. Thatcher) Requires fingerprints and photographs of juveniles to be taken when a juvenile age 14 or older is: admitted to a detention facility for an offense that would be a felony if committed by an adult; adjudicated by the juvenile court for an offense that would be a felony or class A misdemeanor if committed by an adult. Restricts the distribution of fingerprints and photographs. [FN: Will cost DPS \$15,400 and the Div of JJS \$6,000 ongoing from Gen. Fund to process increased fingerprinting activities beginning FY2012. Will cost JJS \$30,000 one-time from nonlapsing funds to purchase and maintain Livescan equipment in three different locations beginning in FY2012.]</p>
HB0052	<p>Limitation of Actions - Criminal Offenses CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Brad Wilson Party: R) SUP SUP --- SUP SUP --- GOV SIGNED 3/16/11 (Sen. Adams) Defines predicate offenses committed incident to a homicide. Provides that predicate offenses to murder and aggravating offenses to aggravated murder may be prosecuted at any time. [FN: Will not impact the state budget.]</p>
HB0056	<p>Expungement Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Julie Fisher Party: R) SUP N/P --- SUP SUP --- GOV SIGNED 3/16/11 (Sen. Hillyard) Eliminates the investigation requirement for pending proceedings regarding a petitioner for an expungement. Clarifies that the person is ineligible for a certificate of eligibility if the person is the subject of a pending criminal proceeding. [FN: Will not impact the state budget.]</p>

<p>HB0059S01</p>	<p>Arrest and Requirements - with or Without Warrants CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Stephen Handy Party: R) SUP SUP --- SUP SUP SUP Amends language regarding arrest by a peace officer to refer to "probable cause" rather than "reasonable cause." Amends a peace officer's authority to make an arrest without a warrant upon probable cause by providing that this authority includes class B and class A misdemeanors, rather than current law which grants the authority to arrest upon probable cause for class A misdemeanors and felonies. [FN: Will not impact the state budget.]</p>
<p>HB0060</p>	<p>Prohibiting Contributions During Special Session CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Patrice Arent Party: D) GOV SIGNED 3/23/11 (Sen. Valentine) Extends the prohibition on campaign contributions during a special session to include a special session convened after July 1 during a general election year. [FN: Will not impact the state budget.] This bill was not on CCJJ's tracking list. Adds one new class A misdemeanor.</p>
<p>HB0063</p>	<p>Left-hand Turn Penalty and Sentencing Requirements CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Jeremy Peterson Party: R) OPP OPP --- OPP OPP OPP Provides that a person who violates certain left-hand turn provisions is guilty of a class C misdemeanor and shall be fined a certain amount (\$500) if the violation causes or results in the death of another person. Requires the Driver License Division (DLD) to suspend a person's driver license for a period of 30 days if the person violates certain left-hand turn provisions and the violation causes or results in the death of another person. Provides that a judge may order the suspension of the convicted person's driver license for a period of up to six months if the person violates certain left-hand turn provisions and the violation causes or results in the death of another person. Requires a court to forward the report of certain left-hand turn violations to the DLD. [FN: Will cost DLD \$8,000 one-time from Transportation Restricted Fund in FY2012 for programming cost. Will increase ongoing Trans.Rest. Fund revenue by \$700 per year beginning FY2012 from a \$30 reinstatement fee. Will increase local revenue (Justice Courts) by \$12,000 a year beginning FY2012 due to the \$500 fine imposed about 24 times annually.]</p>
	<p>Assault Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Jim Bird Party: R) OPP OPP --- S/C OPP --- Increases the penalties for the following offenses as described: Increases the penalty from a class A misdemeanor to a third degree felony for a person who assaults an employee of a public or private school with knowledge that the individual is an employee, and when the employee is acting within the scope of the employee's authority. Increases the penalty from a class A misdemeanor to a third degree felony for a person who assaults a military service member in uniform when the service member is on orders and acting within the scope of authority granted to the military service member. Increases the penalty from a class A misdemeanor to a third degree felony for a person who assaults a peace officer, with knowledge that the person is a peace officer, and when the peace officer is acting within the scope of the officer's authority. Provides a second degree felony penalty for a person who has previously been convicted of</p>

<p>HB0069</p>	<p>assaulting a peace officer or a military service member in uniform. Provides that a prisoner or person detained pursuant to Section 77-7-15 who throws or propels any substance or object at a peace officer or correctional officer is guilty of a third degree felony, except that it is a second degree felony if the object or substance is: blood, urine, or fecal material; or the prisoner's or detained person's saliva, and the prisoner or detained person knows he or she is infected with HIV, hepatitis B, or hepatitis C; and the substance comes in contact with any portion of the officer's face, including the eyes or mouth, or comes into contact with any open wound on the officer's body. Increases the penalty from a class A misdemeanor to a third degree felony for a person who assaults a health care provider or emergency medical service worker if: the person knew that the victim was a health care provider or emergency medical service worker; and the health care provider or emergency medical service worker was performing emergency or life saving duties within the person's scope of authority at the time of the assault. [FN: Will cost \$334,400 in FY2012. Costs will increase annually until FY2016 when expenses will level off at \$1,960,700 in Gen. Fund. Funding to agencies in FY2012: \$2,400 to Board of Pardons, \$140,000 to Corrections, \$81,000 to Jail Reimbursement, and \$110,000 to Courts. Funding to agencies in FY 2016: \$29,200 to Board of Pardons, \$1,740,500 to Corrections, \$81,000 to Jail Reimbursement, and \$110,000 to Courts. Jail costs will increase by \$145,000 in FY2012 ongoing.]</p>
<p>HB0070S01</p>	<p>Illegal Immigration Enforcement Act CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Stephen Sandstrom Party: R) OPP --- --- HOLD HOLD OPP</p> <p>(Sen. Dayton) Requires that an officer verify the immigration status of a detained or arrested person upon reasonable suspicion the person is an illegal alien, and provides enforcement exceptions. Clarifies when passengers in a vehicle where the operator has been detained may also be questioned and their immigration status verified. Requires that a law enforcement officer may not consider race, color, or national origin, except as permitted by Utah and United States constitutions. States grounds for a presumption of a person's lawful presence in the United States. Provides for transportation of an illegal alien to federal custody by a state or local law enforcement officer. Provides that a state or local agency may not limit by ordinance, regulation, or policy the authority of any law enforcement or other governmental agency to assist the federal government in the enforcement of any federal immigration law, including the federal requirement to register as an alien or possess an alien registration document. Provides that any state or local governmental agency is not restricted in sending, receiving, or maintaining immigration status information of any person in carrying out the agency's lawful purposes. Requires verification of immigration status regarding application for public services, benefits, or licenses provided by a state or local governmental agency or subcontractor, except as exempted by federal law. Provides that this bill does not implement or authorize the federal REAL ID Act to any extent not currently provided by state law. Amends the current state law prohibiting transporting or harboring illegal aliens by removing the limitation to transportation of the alien for a distance greater than 100 miles. Prohibits the encouraging or inducing of an illegal alien to come to or reside in Utah. Amends peace officer arrest authority to include making an arrest when the officer has reasonable cause to believe the person is an alien: subject to an immigration removal order; and regarding whom a detainer warrant has been issued who has committed or been charged with a felony in another state. [FN: may cost the Depart of Public Safety an estimated \$162,200 in FY2012 and \$116,700 in FY2013 from the Transportation Restricted - Public Safety Account for training. To the extent that state law enforcement agencies choose to detain additional individuals for verification of</p>

	immigration status, those agencies could incur a cost of about \$100 per stop. To the extent that the bill results in cases of public assistance fraud, the Courts would incur a cost of up to \$259 per incident. To the extent that the bill results in cases of encouraging aliens to enter illegally or in cases of transporting illegal immigrants less than 100 miles, the Courts would incur a cost of up to \$465 per case. To the extent that local law enforcement officials choose to detain additional individuals for verification of immigration status, local governments could incur a cost of about \$100 per stop. Residents or businesses in violation of newly defined crimes of encouraging aliens to enter illegally or enhanced crimes of transporting illegal immigrants may pay judgement fines of up to \$5,000.]
HB0071	<p>Victim Rights Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Brad Wilson Party: R) S/C S/C --- SUP SUP S/C GOV SIGNED 3/16/11 (Sen. J. Stevenson) AMENDED Adds that a victim's representative may attend certain important criminal justice hearings in the victim's place. Adds probation and parole hearings to the list of hearings at which a victim, THE representative of the victim, OR BOTH, may be present and heard. [FN: Will not impact the state budget.]</p>
HB0075S01	<p>Dangerous Weapon Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Curtis Oda Party: R) OPP OPP --- OPP OPP GOV SIGNED 3/21/11 (Sen. Hinkins) AMENDED Modifies the definition of "on or about school premises" as related to: sentencing enhancements for the use of a dangerous weapon; and those locations where a person may not possess a dangerous weapon, firearm, or sawed-off shotgun. (ADDED a private institution of higher education.) [FN: Will not impact the state budget.] Removes a class B misdemeanor; removes a class A misdemeanor.</p>
HB0085	<p>Alcoholic Beverage Control Act - Sales to Minors CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Val Peterson Party: R) SUP SUP SUP --- SUP (Sen. Valentine) AMENDED Prohibits the sale, offer for sale, and furnishing A PRODUCT to a minor that specifically packages together for the purpose of producing an alcoholic product. [FN: Will not impact the state budget.]</p>
HB0089S01	<p>Protection of Children Riding in Motor Vehicles CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Patrice Arent Party: D) SUP N/P SUP SUP S/C SUP (Sen. Valentine) Prohibits a person from smoking in a vehicle if a child who is 15 years of age or younger is a passenger in the vehicle. Provides that violating the smoking prohibition is an infraction and has a maximum fine of \$45. Provides that until July 1, 2012, a peace officer may not issue a citation to an individual for a violation of this section but shall issue the individual a warning informing the individual that smoking is prohibited in a motor vehicle if a child who is 15 years of age or younger is a passenger in the vehicle. Provides that a court may suspend the fine for a violation if the person proves that the person has enrolled in a smoking cessation program. Provides that enforcement of the smoking prohibition shall be only as a secondary action. Provides that a violation of the smoking prohibition may not be used as a basis for or evidence of child abuse or neglect. Provides that the prohibition of smoking in a vehicle when a child is present is repealed July 1, 2016. [FN: From FY2013 to FY2015 enforcement</p>

	through the courts will cost about \$6,600 in ongoing Gen. Fund that will be off-set by annual revenues of \$5,000 for a new annual impact of \$1,600.]
HB0095S02	<p>Amendments to Traffic Code Provisions CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Lee Perry Party: R) SUP N/P --- PRI SUP SUP (Sen. Adams) AMENDED Provides that careless driving includes committing certain traffic violations while being distracted through fatigue. [FN: Will not impact the state budget.]</p>
HB0115S01	<p>Mechanics' Liens Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Michael Morley Party: R) N/P N/P --- --- --- GOV SIGNED 3/28/11 (Sen. Adams) AMENDED Clarifies the applicability of mechanics' liens provisions. Modifies definitions. Provides for liens for preconstruction service, establishes a procedure for perfecting and enforcing the liens, and provides for the priority of the liens. Modifies a provision relating to the waiver or limitation of lien rights. Provides that a person who knowingly falsifies information for the purpose of obtaining priority of a preconstruction service lien is guilty of a misdemeanor. [FN: Will not impact the state budget.] ADDS 1 new class B misdemeanor.</p>
	<p>Utah Immigration Accountability and Enforcement Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Bill Wright Party: R) N/P N/P --- --- --- GOV SIGNED 3/15/11 Addresses the exemption from paying the instate portion of tuition. Enacts the Utah Immigration Accountability and Enforcement Act, including: defining terms; creating the Immigration Act Restricted Account; addressing information related to immigration status being sent, received, or maintained requiring implementation to be consistent with federal laws, civil rights, and other constitutional protections; providing for severability of specified provisions; establishing the guest worker program; addressing federal waivers, exemptions, or authorizations; providing for coordination with other federal or state laws or programs, including income tax withholding and the imposition of a fee; providing for when a permit is to be obtained and the uses for a permit; addressing eligibility criteria to obtain or maintain a permit; establishing the application and renewal process; imposing conditions during permit term; addressing proficiency standards for English; addressing verification of permits and the protected status of information; addressing prohibited conduct; providing for administrative and criminal penalties; providing for sharing of information related to enforcement; addressing employee verification and employer sanctions for employing an unauthorized alien who does not hold a permit; consolidating provisions in various parts of the Utah Code into the chapter; and imposing additional requirements to verify lawful presence in the United States to receive certain public benefits. Provides a repeal date for the Private Employer Verification Act. Creates the Identity Theft Restricted Account from which victims of identity theft may be paid actual damages; enacts the Illegal Immigration Enforcement Act, including: defining terms; providing for when a law enforcement officer is required or permitted to request verification of immigration status; establishing what documents are to be provided a law enforcement officer; and requiring implementation to be consistent with federal law, civil rights, and other constitutional protections. [FN: Enactment of this bill may cost the Utah State Tax Commission \$487,200 one-time Gen Fund in FY2013 for programming costs. This bill may cost the Department of Public Safety \$5,434,200 one-time from the Gen Fund for start up costs in FY2013. Enactment of this bill may allow additional income tax</p>

<p>HB0116S03</p>	<p>withholding of an estimated \$11.5 million ongoing to the Education Fund beginning in FY2014. Ongoing costs for the DPS are estimated at \$6.1 million per year from a newly created restricted account for program operation beginning in FY2014. An equal amount of revenue will presumably accrue to the account from fees authorized in this bill. The DPS will collect as much as \$3.1 million per year beginning in FY2014 for background checks, fingerprinting, and FBI fees. Associated annual DPS costs could be as much as \$885,000 from dedicated credits beginning in FY2014. Enactment of this bill may cost the DPS an estimated \$162,200 in FY2013 and \$116,700 in FY 2014 from the Transportation Restricted - Public Safety Account for training. To the extent that state law enforcement agencies choose to detain additional individuals for verification of immigration status, those agencies could incur a cost of \$100 per stop. To the extent that the bill results in cases of public assistance fraud, the Courts would incur a cost of up to \$259 per incident. There are approximately 640 non-citizen students currently enrolled in various institutions in the Utah System of Higher Education. These individuals generate \$2.3 million in resident tuition. To the extent that these students do not continue their enrollment due to the price change proposed in this bill, institutions would lose this tuition revenue and the associated costs. To the extent that non-citizen students continue enrollment and pay nonresident tuition rates, institutions could collect up to \$7.8 million in nonresident tuition, an increase of up to \$5.5 million per year. To the extent that local law enforcement officials choose to detain individuals for verification of immigration status, local governments could incur a cost of about \$100 per stop. The Legislative General Counsel has attached a detailed Legislative Review Note to this bill. If provisions in the bill are challenged in court, there will be costs associated with defending those provisions. Approximately 58,000 individuals that apply for a worker permit would pay about \$159 per year generating \$9.2 million per year in revenue. Individuals guilty of prohibited conduct may pay a \$750 penalty. Individuals who entered the U.S. illegally would pay at \$2,500 fine generating \$117 million in restricted revenue in FY2014. Those who overstayed visas would pay a \$1,000 fine generating \$11 million in restricted revenue beginning in FY2014. Employers will withhold and remit between \$11.5 and \$218 million per year in additional taxes. Businesses will pay a yet to be determined fee to hire individuals participating in the work program. Businesses who hire undocumented and unpermitted immigrants will pay a fine of between \$100 and \$10,000. To the extent that non-citizen students continue to pursue higher education in Utah they would pay nonresident tuition rates that are about 3.5 times resident tuition rates. The total impact on the noncitizen student population could be up to \$5.5 million per year. NOTE: All of the above estimates assume the programs established in this bill comes into effect on July 1, 2013 as per Section 11 of this bill. Should the State receive federal waivers before that time, the costs estimated here may be incurred earlier than anticipated in this note.] ADDS 1 new class B misdemeanor; 2 new third degree felonies.</p>
<p>HB0118</p>	<p>Unlawful Sexual Conduct with a Minor CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Rebecca Edwards Party: R) OPP OPP --- OPP OPP Changes the offense of sexual abuse of a minor who is 14 or 15 years of age to provide that the offense applies to a defendant who is four or more years older than the victim, rather than the current provision of seven or more years older than the victim. Changes the offense of unlawful sexual conduct with a minor who is 16 or 17 years of age to provide that the offense applies to a defendant who is four or more years older than the victim, rather than the current provision of 10 or more years older than the victim.</p>

HB0119S01	<p>Retail Theft Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Paul Ray Party: R) SUP SUP --- SUP SUP SUP Amends the penalty for theft offenses if the defendant has committed two prior theft offenses within the prior ten years. Defines commercial burglary as someone who enters a merchant's property and commits retail theft after: committing retail theft on that property within the past five years; and receiving written notice from the merchant prohibiting the offender from entering the property. Authorizes a merchant to prohibit a person who has committed retail theft from reentering the property from which the person has wrongfully taken merchandise. Specifies how a merchant may give written notice prohibiting a person who has previously committed retail theft from reentering the property. Provides a penalty for the offense of commercial burglary, which is a retail offense committed after having been told by the business owner not to return to the business because the person has previously committed retail theft at the business.</p>
HB0121S01	<p>Sexual Solicitation Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Jennifer Seelig Party: D) SUP N/P --- N/P N/P GOV SIGNED 3/16/11 (Sen Bramble) AMENDED Clarifies the acts that constitute sexual solicitation with the intent to engage in prostitution. [FN: Will cost the Courts \$6,000 in Gen. Fund annually beginning FY2012. Will increase ongoing state Gen. Fund revenues by \$3,200 annually. There will be 32 convictions annually beginning FY2012, at \$100 per conviction providing \$3,200 in state revenues each year in General Funds.] ADDS 1 new class B misdemeanor.</p>
HB0122S01	<p>Firearms Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Stephen Sandstrom Party: R) SUP SUP -- SUP N/P --- Provides that the BCI may, rather than shall, deny, suspend, or revoke a concealed firearm permit on the basis of an indictment for a crime of violence in any state, but shall reverse that action upon notice of dismissal of the indictment or acquittal. Provides an affirmative defense for Category I and II restricted persons charged with possession or transfer of firearms or other dangerous weapons. [FN: Will not impact the state budget.]</p>
HB0123	<p>K-12 Education Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Kenneth Sumsion Party: R) HOLD --- HOLD --- OPP Reduces the term of local school board members from four years to two years. Modifies how money appropriated for the basic state-supported school program is distributed to school districts and charter schools. Eliminates programs that provide funds for specific purposes (i.e., Appropriation for at-risk programs and Agencies coming together for children and youth at risk). [FN: Local education agencies may experience an increase or decrease in Minimum School Program allocations based on the per pupil distribution formula outlined in this bill compared to the current WPU distribution formulas. The bill provides for three-year mitigation formula to minimize the impact on LEAs that receive less funding under the new distribution program.]</p>
	<p>Commercial Breeders CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Jackie Biskupski Party: D) N/P N/P --- N/P --- AMENDED Prohibits, in certain circumstances, a commercial breeder from selling, soliciting, or advertising for purchase a dog or cat. Requires: a city auditor or city recorder to file with the State Tax Commission and a poundkeeper a report regarding a</p>

<p>HB0153</p>	<p>Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Michael Noel Party: R) SUP SUP SUP SUP --- --- GOV SIGNED 3/21/11 (Sen. Valentine) AMENDED Provides that the compensation rate for housing state inmates pursuant to a contract shall be: 73% of the final state daily incarceration rate for BEDS IN a county pursuant to the contract, are dedicated to a treatment program to state inmates IF the treatment program is approved by the Depart. of Corrections; and 70% of the final state daily incarceration rate for a county that does not provide a treatment program to state inmates that is approved by the Depart of Corrections. Grants rulemaking authority to the Depart of Corrections. Describes the criteria for approving a treatment program. [FN: Assuming the final state daily incarceration rate adopted by the Legislature for FY2011 (\$64.29), this bill could cost the Depart of Corrections up to \$70,000 from the Gen Fund annually beginning in FY2012. Should the Legislature adjust the state daily incarceration rate down to remain within existing appropriations, this bill will not materially impact the state budget. If the Legislature were to authorize a rate equal to the average daily cost including treatment (\$79.70), this bill could cost the Depart of Corrections as much as \$123,900 per year from the Gen Fund. To the extent that county jails contract with the State for incarceration that provides treatment, and assuming the current daily incarceration rate, counties could receive up to \$70,000 per year in increased payments. If the Legislature adjusted the state daily incarceration rate down to remain within existing appropriations, this bill would result in a shift of funding from counties that do not provide treatment to those that do provide treatment. At a rate equal to the average daily cost including treatment, counties could receive up to \$123,900 per year in additional payments.]</p>
<p>HB0162</p>	<p>Pedestrians on Freeways CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Lee Perry Party: R) GOV SIGNED 3/22/11 (Sen. Romero) Prohibits a pedestrian from walking along or on a no access freeway facility except during an emergency. [FN: Will not impact the state budget.] This bill was not on CCJJ's tracking list; adds 1 new class C misdemeanor.</p>
<p>HB0164</p>	<p>Campaign Contributions Limits CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Rebecca Chavez-Houck Party: D) OPP OPP --- --- --- Defines terms. Establishes contribution limits. Makes a violation of contribution limits a class A misdemeanor. Makes technical changes. [FN: Each violation would cost the Courts approx. \$260 and would generate \$490 to the Gen. Fund. The number of violations that may occur is unknown. A person who violates would pay a fine of approx. \$750 but up to \$1,850.]</p>
<p>HB0167</p>	<p>Incarceration Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Eric Hutchings Party: R) SUP SUP --- SUP ---- --- GOV SIGNED 3/18/11 (Sen. Thatcher) Provides that if a person is serving a felony commitment at the Utah State Prison at the commencement of a class A misdemeanor conviction, the class A misdemeanor commitment shall be to the Utah State Prison. [FN: Will allow DOC to avoid \$280,000 in future prison operating costs by reducing annual inmate growth 4 percent.]</p>
	<p>Child Identity Theft Protection Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Eric Hutchings Party: R) SUP SUP --- SUP SUP ---</p>

<p>HB0168</p>	<p>GOV SIGNED 3/18/11 (Sen. Mayne) AMENDED Includes in the definition of "suspected misuse of personal identifying information" reported wages exceeding \$1,000 for a single reporting quarter for an individual under the age of 18, rather than the current age of younger than 16. Authorizes the Department of Workforce Services to notify the owner of personal identifying information or provide information to an appropriate law enforcement agency responsible for investigating an identity fraud violation if an individual younger than 18 years of age or the parent or guardian of the individual has enrolled the individual in the child identity protection plan or is in the process of enrolling the person. [FN: Will not impact the state budget.]</p>
<p>HB0169S01</p>	<p>Firearm Laws Modifications CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Jennifer Seelig Party: D) N/P N/P --- SUP --- --- GOV SIGNED 3/22/11 (Sen. Mayne) Defines Federal Firearms Licensee as related to the sale of a firearm by a licensed firearm dealer and required criminal history background checks. Conforms state law with federal firearms laws regarding the identification and transfer of firearms among Federal Firearms License holders. [FN: Will not impact the state budget.]</p>
<p>HB0170</p>	<p>Tobacco and Nicotine Product Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Paul Ray Party: R) \</p>
<p>HB0170S01</p>	<p>Tobacco and Nicotine Product Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Paul Ray Party: R) S/C N/P SUP --- S/C Makes it a class A misdemeanor to knowingly acquire, use, display, or transfer a false or altered driver license certificate or identification card to procure a nicotine product. Provides that the State Board of Education may, and local boards of education and governing boards of charter schools shall, adopt rules that prohibit the unlawful use, possession, or distribution of a nicotine product. Prohibits and provides penalties for the provision, obtaining, or possession of a flavored tobacco product, other than flavored: chewing tobacco; cigars; cigarettes; cigarette tobacco; or pipe tobacco. Subject to certain exceptions, prohibits and provides penalties for the provision, obtaining, or possession of a nicotine product. Addresses enforcement of, and investigation of violations of, the provisions of this bill. [FN: Will cost the Courts \$9,500 ongoing Gen Fund beginning FY2012. The bill will also generate state revenues of \$4,700 ongoing for the Gen Fund and \$4,700 ongoing for the Gen Fund Restricted - Non-Judicial Assessment Account beginning FY2012. May cost county governments \$10,000 annually beginning FY2012 for an estimated five individuals incarcerated for 30 days each year. May cost an estimated 157 individuals \$60 each for a total annual increase in state revenues of \$9,400 beginning FY2012.]</p>
	<p>Child Care Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Brad Galvez Party: R) --- --- OPP OPP OPP Modifies exemptions from child care licensing requirements, as it relates to child care provided at or by a public school, by limiting the exemption to child care offered to a child of an employee of the school district or a child of a student of the school district. Modifies exemptions from child care licensing requirements, as it relates to child care provided at or by a public school with students in the 10th through 12th grades, by limiting the exemption to child care offered: to a child of an employee of the school district or a child of a student of the school district; or in connection with a course of</p>

<p>HB0181</p>	<p>study or program, related to the education or study of children, that is provided to students of the school. Prohibits the following from operating a child care program or pre-school, unless the school or institution qualifies for an exemption described in the preceding paragraphs: an educational institution that is regulated by the boards of education of this state; or a public school. Amends provisions of Title 53A, Chapter 3, Local School Boards, to conform with the provisions of this bill. [FN: May cost the Dept of Health \$62,100 Gen. Fund annually beginning FY2012 for one FTE to do child care inspections. May generate \$10,500 in increased deposits to the Gen. Fund from chld care licensing fees.]</p>
<p>HB0192</p>	<p>Controlled Substances Advisory Committee Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Paul Ray Party: R) SUP --- SUP --- --- GOV SIGNED 3/18/11 (Sen. Buttars) AMENDED Adds two members to the Controlled Substances Advisory Committee; one ADVANCED Practice Registered nurse and one representative of the public AND amends the quorum requirements to reflect the membership changes. [FN: Costs for two addt'l members is \$800 annually from Commerce Service Fund. Expenditures affect the annual transfer to the Gen. Fund.]</p>
<p>HB0198</p>	<p>Tobacco Related Penalty Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Paul Ray Party: R) N/P N/P SUP --- --- GOV SIGNED 3/22/11 (Sen. Christensen) AMENDED PERMITS the Tax Commission to waive, reduce, or compromise certain penalties. Provides that a person who fails to timely file certain reports relating to the taxation of tobacco, or who provides false or misleading information on, or in relation to, a report: is guilty of a class B misdemeanor; and is subject to revocation or suspension of a license and a civil penalty imposed by the commission. [FN: Could increase Gen. Fund by \$100,000 annually. Will increase the penalty paid by non-compliant businesses by \$4,000; total cost to non-compliant businesses could be as much as \$100,000 annually.]</p>
<p>HB0200</p>	<p>Sale of Synthetic Cannabinoids to Persons Younger than Nineteen CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Johnny Anderson Party: R) OPP OPP OPP OPP OPP Provides advertising restrictions for products containing a synthetic cannabinoid. Prohibits a person from providing a product containing a synthetic cannabinoid to any person under 19 years of age with a penalty of a class C misdemeanor for the first offense and a class B misdemeanor on the second and subsequent offenses, except for any nonprescription over-the-counter products that have been approved by the federal Food and Drug Administration. Provides a penalty for an 18 year old person who buys or attempts to buy, accepts, or has in the person's possession a product containing a synthetic cannabinoid. Provides that a person under the age of 18 is subject to the jurisdiction of the juvenile court and provides a penalty if that person buys or attempts to buy, accepts, or has in the person's possession a product containing a synthetic cannabinoid. Requires direct, face to face sale of products containing a synthetic cannabinoid with specified exceptions. Prohibits a gift or distribution of free products containing a synthetic cannabinoid with certain exceptions. [FN: Will increase caseloads processed by the Courts. Courts will require \$53,400 of ongoing Gen. Fund beginning FY12 to meet bill requirements. Will likely increase offenders housed in county jails at a total cost of \$9,800 across the state. Will prohibit businesses from advertising and selling products containing cannabinoids and related paraphernalia to persons under</p>

HB0215	<p>Fatality Review Act Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Merlynn Newbold Party: R) SUP --- --- SUP --- --- GOV SIGNED 3/28/11 (Sen. Christensen) Modifies procedures relating to the initial review of a fatality. Requires a fatality review committee to provide an unredacted copy of a fatality review report to a division director and a regional director or a designee of the division director and regional director. Provides that an executive summary of fatality reviews is not admissible as evidence in a civil, judicial, or administrative proceeding. Amends procedures for providing an executive summary of fatality reviews to the Legislature. Requires that the Division of Child and Family Services, to the extent required by the federal Child Abuse Prevention and Treatment Act, as amended, allow public disclosure of the findings or information relating to a case of child abuse or neglect that results in a child fatality or near fatality. Removes the fatality review executive summary from the definition of a fatality review document and clarifies that the executive summary is a public document. [FN: Will not impact the state budget.]</p>
HB0216S01	<p>Reunification Services Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Merlynn Newbold Party: R) --- --- SUP SUP --- GOV SIGNED 3/22/11 (Sen. Christensen) AMENDED Creates a presumption that reunification services should not be provided to a birth mother if the court finds, by clear and convincing evidence, that the child has fetal alcohol syndrome or was exposed to an illegal or prescription drug that was abused by the child's mother while the child was in utero, if the child was taken into custody for that reason, unless the mother agrees to enroll in, is currently enrolled in, or has recently and successfully completed, a substance abuse TREATMENT program approved by the Department of Human Services. Permits a judge to waive the provisions of this bill under certain circumstances. [FN: Will not impact the state budget.]</p>
HB0224S02	<p>Radio Frequency Identification CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Wayne Harper Party: R) N/P N/P --- --- --- GOV SIGNED 3/22/11 (Sen. Niederhauser) Provides criminal and civil penalties for requiring, coercing, or compelling a person to undergo the subcutaneous implanting of a radio frequency identification tag. [FN: To the extent that new misdemeanor cases are found as a result of this bill, it will cost the Courts \$255 per case from the Gen Fund. For each conviction, no more than \$10,000 in new Gen Fund revenue will be generated. The number of cases and convictions cannot be estimated at this time. Will cost county jails: \$3,900 for each pretrial detainment, and \$910 per misdemeanor conviction for incarceration costs. The number and type of cases and convictions cannot be estimated at this time. Offenders will pay no more than \$10,000 in civil penalties.] ADDS 1 new class A misdemeanor.</p>
HB0230S01	<p>Disability Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Paul Ray Party: R) SUP SUP --- SUP --- --- GOV SIGNED 3/29/11 (Sen. Hillyard) AMENDED Except where impracticable due to language used in federal law, uniform law, interstate compacts, or case law, replaces terms as follows: replaces the term "mental retardation," and its variations, with "intellectual disability"; replaces the term "crippled," with "disability"; replaces the term "disabled person," and similar references, with the term "person with a disability" or similar variations; replaces the term "mentally ill person" and similar references, with the term "person with a mental illness" or similar variations; replaces the term</p>

	"paraplegic" and similar references, with the term "person with paraplegia" or similar variations; replaces the term "guilty and mentally ill," with the term "guilty with a mental illness"; replaces the term "guilty of a lesser offense and mentally ill," with the term "guilty of a lesser offense with a mental illness." Makes technical changes. [FN: Will not impact the state budget.]
HB0232	<p>Drug Paraphernalia Definition Amendments CCJJ USC USAAV LELC UCV UBJJ</p> <p>(Sponsor: Evan Vickers Party: R) N/P N/P SUP SUP --- S/C</p> <p>GOV SIGNED 3/21/11 (Sen. Jones) AMENDED Provides that a person may not be charged with distribution of hypodermic syringes as drug paraphernalia if: at the time of sale or distribution the syringes are in a sterile package and are to be used for a legitimate medical purpose, including: injection of prescription medications as prescribed by a practitioner; and the prevention of disease transmission; AND provides that a person may not be charged with possession of hypodermic syringes as drug paraphernalia if the syringe is unused and is in a sterile package. [FN: Will not impact the state budget.]</p>
HB0241	<p>Clean Out the Medicine Cabinet Month Designation CCJJ USC USAAV LELC UCV UBJJ</p> <p>(Sponsor: Michael Morley Party: R) SUP SUP SUP SUP SUP</p> <p>GOV SIGNED 3/21/11 (Sen. Jones) AMENDED Designates that the month of April shall be commemorated annually as Clean Out the MEDICINE Cabinets Month in Utah to recognize the urgent need to make Utah homes and neighborhoods safe from prescription medication abuse by the proper home storage and disposal of prescription medications. [FN: Will not impact the state budget.]</p>
HB0242	<p>Controlled Substances Amendments CCJJ USC USAAV LELC UCV UBJJ</p> <p>(Sponsor: Christopher Herrod Party: R) OPP OPP OPP OPP OPP</p> <p>Expands the definition of a controlled substance to include kratom, an organic psychoactive substance. Provides that it is an affirmative defense that the person produced, possessed, or administered kratom if the person: was engaged in medical research; and was a holder of a license to possess controlled substances for research. Adds kratom to the driver license provisions regarding driving under the influence. Provides that a legislative body of a political subdivision may not enact an ordinance that is less restrictive than any provision of the Utah Controlled Substances Act. [FN: Will not impact the state budget.]</p>
HB0252	<p>Railroad and Railroad Crossing Amendments CCJJ USC USAAV LELC UCV UBJJ</p> <p>(Sponsor: Richard Greenwood Party: R) S/C S/C --- --- S/C</p> <p>(Sen. Valentine) AMENDED Provides and amends definitions. Prohibits an operator of a vehicle from making a U-turn or turning the vehicle to proceed in the opposite direction on a railroad track or railroad crossing grade. Prohibits a pedestrian from entering or remaining within the area between a railroad track and a railroad sign while the sign or signal is active. Provides that a person is guilty of criminal trespass on restricted railroad property if the person knowingly, intentionally, or recklessly enters or remains on restricted railroad property and provides penalties for criminally trespassing on restricted railroad property, class B misdemeanor. [FN: Will not impact the state budget. Will increase caseloads among local justice courts for newly created violations;</p>

	for each new violation the local justice court will generate \$30 in revenue.]
HB0253S01	<p>Employment of Unauthorized Aliens CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Christopher Herrod Party: R) N/P N/P --- N/P --- (Sen. Liljenquist) AMENDED Enacts the Employment of Unauthorized Aliens Act, including: defining terms; addressing construction, severability, and compliance with federal and state law; prohibiting the knowing or intentional employment of unauthorized aliens; requiring verification of employment eligibility; imposing verification requirements for economic development incentives; providing for voluntary registration; ADDRESSING enforcement; and requiring certification by government entities of compliance with verification requirements. Repeals the Private Employer Verification Act. [FN: Will not impact the state budget.]</p>
HB0272	<p>Indigent Defense Act Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Kay McIff Party: R) S/C S/C --- --- --- GOV SIGNED 3/21/11 (Sen. Hillyard) AMENDED Amends the definition of compelling reason. Requires the court, when making a determination of indigency, to consider the reasonableness of fees and expenses charged by privately retained defense counsel. [FN: Will not impact the state budget.]</p>
HB0278	<p>Campaign Finance Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Kenneth Sumsion Party: R) N/P N/P --- --- --- Defines terms and modifies definitions. Enacts campaign finance reporting requirements for counties and cities with failure to file penalties (class B). Makes technical and conforming changes. [FN: will cost the Lt. Governor's Office \$15,000 one-time from the Gen Fund in FY2012 for reprogramming the financial disclosure website, and \$197,000 ongoing from the Gen Fund starting in FY2012 for personnel.]</p>
HB0281	<p>Sex Offender and Kidnapping Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Fred Cox Party: R) N/P N/P --- OPP HOLD --- AMENDED Provides that the registration information required of a defendant convicted of a specified registrable kidnap offense is not to be placed on the registry website UNLESS the victim was younger than 18 years of age at the time of the offense. [FN: Will not impact the state budget.]</p>
HB0294S01	<p>Political Action Committee and Political Issues Committee Expenditure Revisions CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Tim Cosgrove Party: D) N/P N/P --- --- --- Requires a political action committee to report the purposes of an expenditure. Provides that a political action committee may only make an expenditure for a political purpose or for solicitation and administration costs and provides for penalties and reporting a violation. Requires a political issues committee to report the purposes of an expenditure. Provides that a political issues committee may only make a political issues expenditure or an expenditure for solicitation and administrative costs and provides for penalties and reporting a violation. [FN: Will not impact the state budget. Any revenue to the Gen Fund will depend on the number of political action committees or political issues committees who violate provisions of the bill. Political action committees and political issues committees who violate provisions of the bill will be guilty of a class B</p>

	<p>misdemeanor and subject to a fine of up to \$555.]</p>
HB0299	<p>Lobbying Activities by State and Local Government Agencies CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Christopher Herrod Party: R) OPP OPP OPP OPP OPP Requires a principal that is a governmental entity to disclose the amount of compensation paid by the principal to a lobbyist. Requires a principal that is an association of which a governmental entity is a member to disclose: the amount paid by the governmental entity to be a member of the association; and the amount of compensation paid by the principal to a lobbyist. Requires a lobbyist for a principal that is a governmental entity to disclose the lobbyist's compensation. Requires a government officer who lobbies to file a report with the lieutenant governor on a quarterly basis that includes the number of hours the government officer lobbied and the value of those hours.</p>
HB0324	<p>HIV Testing of Alleged Sex Offenders CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Richard Greenwood Party: R) S/C --- --- SUP PRI S/C GOV SIGNED 3/22/11 (Sen. Adams) AMENDED Provides that a defendant charged with a sex offense shall be tested for HIV upon the request of the victim. Provides that if the defendant is a minor charged with a sex offense, the minor shall be tested for HIV upon the request of the victim, and in accordance with current law regarding testing of a minor. [FN: May cost Dept of Health as much as \$500 one-time Gen. Fund in FY2011 and \$3,100 ongoing Gen. Fund beginning FY2012 for testing up to 50 indigent, alleged sexual offenders annually for HIV. Local health departments will have costs associated with victims who request follow up based on the results of HIV test results of alleged sexual offenders. Up to 200 alleged sexual offenders annually may need to pay \$30.75 for an HIV test, some may pay another \$66 for a confirmatory test.]</p>
HB0325	<p>Drunk Driving Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Steve Eliason Party: R) SUP Clarifies that a person who is convicted of certain driving under the influence violations is an ignition interlock restricted driver.</p>
HB0337S01	<p>Pawnshop and Secondhand Merchandise Transaction Information Act Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Jennifer Seelig Party: D) N/P --- --- OPP OPP --- GOV SIGNED 3/28/11 (Sen. Bramble) AMENDED Requires a law enforcement agency to respond to a registered or certified letter from a pawn or secondhand business regarding an expired hold within 30 days by either: confirming the expiration of the holding period and releasing the hold; or providing written notice to the pawn or secondhand business that a court order has continued the period of time the item must be held. Provides procedures for law enforcement to give the written notice. Provides that if a law enforcement agency fails to respond the registered or certified mail within 30 days, the pawn or secondhand business may treat the item as if acquired in the ordinary course of business. Adds the requirement that the article be required during the course of a criminal investigation when a law enforcement agency determines that seizure of pawned or sold property is necessary. Requires a pawnshop or secondhand business to retain possession of an item until the resolution of the criminal adjudication or investigation, unless: the course of the criminal investigation requires the seizure of the item. [FN: Will not impact the state budget.]</p>

<p>HB0341</p>	<p>Interview of a Child Not in Protective or Legal State Custody CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Michael Morley Party: R) OPP --- --- OPP OPP OPP Prohibits an educator, school district, or public school from making a child who is not in the protective custody or court-ordered legal custody of the Division of Child and Family Services available for an interview by a law enforcement officer or an agent or employee of the division, unless the person seeking to conduct the interview provides the written statement described in this bill. Prohibits a law enforcement officer or an employee or agent of the division from interviewing a child who is not in the protective or court-ordered legal custody of the division, unless: before conducting the interview, the person who interviews the child obtains permission to conduct the interview from a parent of the child and gives the parent an opportunity to be present for the interview or to designate another person to be present for the interview; the interview is for the purpose of investigating a crime for which the parent is a suspect; or the interview is for the purpose of investigating a crime and the person conducting the interview has knowledge of facts that would lead a reasonable person to believe that the child's parent would take action to protect the suspect from prosecution. Requires an interviewer to provide a signed, written statement stating the grounds for the interview. Provides that a law enforcement officer or state employee who violates the provisions of this bill is subject to disciplinary action by the law enforcement officer's or state employee's employer. [FN: Will not impact the state budget.]</p>
<p>HB0358</p>	<p>Access to Controlled Substance Database Revisions CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Steve Eliason Party: R) N/P N/P N/P --- --- GOV SIGNED 3/16/11 (Sen. Niederhauser) Provides controlled substance database access to employees of the Office of Internal Audit and Program Integrity within the Department of Health who are engaged in their specified duty of ensuring Medicaid program integrity. [FN: Costs the Dept of Commerce \$5,000 one-time in FY2011 for programming expenses. Commerce Service Fund expenditures impact annual deposits to the Gen. Fund.]</p>
<p>HB0360</p>	<p>Housing Alternatives for Nursing Home Eligible Parolees CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Eric Hutchings Party: R) SUP SUP --- --- --- Authorizes the director of the Division of Healthcare Financing to issue Medicaid certification for additional beds to meet the needs of nursing home eligible parolees. [FN: Will not impact the state budget.]</p>
<p>HB0364</p>	<p>Disarming a Peace Officer CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Richard Greenwood Party: R) HOLD HOLD --- SUP --- --- AMENDED Provides that a peace officer, while acting within the scope of authority as a peace officer, is exempt from the requirement of having to store the officer's firearm while in or about a courthouse or courtroom or a secure area in the courthouse. Provides that court personnel may not take or remove the peace officer's firearm while the officer is acting within the officer's scope of authority; provides exceptions. [FN: Will not impact the state budget.]</p>
	<p>Bail Bond Amendments CCJJ USC USAAV LELC UCV UBJJ</p>

HB0370	<p>(Sponsor: Gregory Hughes Party: R) OPP OPP OPP OPP N/P ---</p> <p>GOV SIGNED 3/22/11 (Sen Bramble) AMENDED Amends the procedure for the court providing notice to the surety when a defendant who has posted bail fails to appear. Provides that bail will be exonerated in SPECIFIED cases, including when the defendant appears at the next court hearing and where the court has not scheduled any action in the case within 18 months after the most recent docket activity. Provides licensure qualifications, including training and hours of experience, for bail bond sureties and agencies. [FN: Could result in significant losses in Gen Fund revenue from forfeited bonds. The magnitude of losses will depend on the number of exonerated bonds that otherwise would have been forfeited. First time applicants for a license as a bail bond surety or agency, will have additional requirements.]</p>
HB0374	<p>Domestic Violence Amendments CCJJ USC USAAV LELC UCV UBJJ</p> <p>(Sponsor: Bradley Last Party: R) S/C N/P --- SUP ---</p> <p>GOV SIGNED 3/21/11 (Sen. Urquhart) AMENDED Prevents a person arrested for domestic violence from contacting the alleged victim while the person is detained in a jail AND provides a penalty for violation (class B misdemeanor). [FN: Will not impact the state budget.] ADDS 1 new class B misdemeanor.</p>
HB0383	<p>Law Enforcement Officer Investigation CCJJ USC USAAV LELC UCV UBJJ</p> <p>(Sponsor: Carl Wimmer Party: R) OPP --- --- OPP --- ---</p> <p>Enacts a procedure for investigation of allegations of a peace officer's misconduct. Specifies separation of administrative action from action under Garrity v. New Jersey, 385 U.S. 493 (1967), a U.S. Supreme Court ruling. Enacts provisions relating to records and recording of interrogations. Allows a peace officer to have counsel or a representative. [FN: Will not impact the state budget.]</p>
HB0385	<p>County Jail Medical Expenses CCJJ USC USAAV LELC UCV UBJJ</p> <p>(Sponsor: Bradley Daw Party: R) N/P N/P --- SUP --- ---</p> <p>GOV SIGNED 3/18/11 (Sen. Dayton) Provides standards regarding when a sheriff is required to provide medical care to persons being held in the county jail. Allows a county to seek reimbursement from an inmate for medical care in addition to any other outstanding costs the inmate owes to the county jail at the time of release. Includes inmate medical care in the costs incurred by a county that the court may order be paid by the inmate to the county as restitution. Extends the time period when a county jail may make a claim against a current inmate for costs incurred during a prior incarceration from three years to 10 years. [FN: Will not impact the state budget.]</p>
HB0389S01	<p>Offender Registry Review CCJJ USC USAAV LELC UCV UBJJ</p> <p>(Sponsor: Jack Draxler Party: R) HOLD HOLD --- OPP ---</p> <p>AMENDED Allows a person who has been convicted of the following to petition the court for removal from the Sex Offender and Kidnap Offender Registry after five years: unlawful sexual conduct with a 16 or 17 year old; unlawful sexual activity with a minor; or voyeurism. Sets a fee for filing the petition. Requires that the person have successfully completed any court-ordered treatment and not have any subsequent convictions. Requires that a copy of the petition be delivered to the prosecutor and victim. Gives the court discretion to order the person removed if it determines that the person is no longer a risk to society. [FN: Will cost the Courts \$51,800 in one-time Gen Fund in FY2012 and \$22,800 each year thereafter for increased caseload. Gen Fund</p>

HB0424	Provides that in the absence of additional threatening behavior, the otherwise lawful possession of a firearm or dangerous weapon, whether visible or concealed, is not a violation of certain statutory provisions. Provides that governmental entities may not enact, maintain, or enforce firearm or dangerous weapon laws, ordinances, rules, or regulations without explicit authority granted by the Legislature. Provides that where authority has been granted to a governmental entity by the Legislature to regulate firearms or other dangerous weapons, any law, ordinance, rule, regulation, code of conduct, or contractual obligation based on that grant shall reference the grant and detail the conduct that is limited or prohibited pursuant to the grant. Voids any firearm or dangerous weapon law, ordinance, rule, regulation, code of conduct, or contractual obligation that does not reference the applicable legislative grant of authority and detail the conduct that is limited or prohibited pursuant to the grant. [FN: Will not impact the state budget.]
HB0425	<p>Offender DNA Fees CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Brad Wilson Party: R) OPP OPP --- --- ---</p> <p>Increases the fee from \$150 to \$235 for DNA testing of those booked into a county jail or added to the sex offender registry. [FN: Will increase state revenues to the Gen. Fund Restricted DNA Specimen Restricted Account by \$255,000 annually beginning in FY2012. Will cost 3,000 convicted offenders an additional \$85 annually beginning FY2012.]</p>
HB0445	<p>Prison Relocation and Development Authority Act CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Gregory Hughes Party: R) HOLD ---</p> <p>Creates the prison relocation and development authority. Provides duties and responsibilities for the prison relocation and development authority. Establishes the authority board. Provides budget, audit, and other provisions relating to the authority. [FN: Will not impact the state budget. May require certain municipalities to incur additional costs as a result of covering expenses of and/or providing staff to support a newly created board.]</p>
HB0445S01	<p>Prison Relocation and Development Authority Act CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Gregory Hughes Party: R)</p> <p>GOV SIGNED 3/30/11 (Sen. Bramble) Creates the prison relocation and development authority with its membership. Provides duties for the prison relocation and development authority. Provides for authority staff and expenses. [FN: Will not impact the state budget. Enactment of this bill may require certain municipalities to incur additional costs as a result of covering expenses of and/or providing staff to support a newly created authority.]</p>
HB0453S01	<p>Domestic Violence Services CCJJ USC USAAV LELC UCV UBJJ (Sponsor: David Clark Party: R)</p> <p>GOV SIGNED 3/22/11 (Sen. Christensen) THIS BILL RECEIVED TEXT AFTER CCJJ'S FINAL MEETING. Provides that, except to the extent provided by rule made on or after May 10, 2011, the Div. of Child and Family Services is not responsible for investigating domestic violence in the presence of a child. [FN: Will save the Divi. of Child and Family Services (DCFS) in the Dept. of Human Services \$1,043,300 ongoing from the Gen Fund resulting from less child protective services investigations being</p>

	done beginning in FY2012. Enactment of this bill will also save DCFS \$347,800 in federal matching funds. The savings has already been realized as part of the 2011 General Session budget process and implemented with the passage of Senate Bill 2, New Fiscal Year Supplemental Appropriations Act.]
HB0462	<p>Copper Wire and Metal Theft Amendments CCJJ USC USAAV LELC UCV UBJJ</p> <p>(Sponsor: Don Ipson Party: R) HOLD HOLD</p> <p>Applies some of the requirements of pawnbrokers to scrap metal dealers, including requiring a seller's fingerprint. Reduces the identification exemption for a one-time purchase of regulated metal to 25 pounds and \$50. Provides a penalty of a class B misdemeanor for a dealer who violates the provisions of Title 76, Chapter 10, Part 9, Regulation of Metal Dealers. [FN: Will not impact the state budget. May increase costs for local governments to jail violators of provisions of this bill; however, increased fines in the bill should cover any increased cost.]</p>
HB0465S01	<p>Respecting Our Fallen Heroes Act CCJJ USC USAAV LELC UCV UBJJ</p> <p>(Sponsor: Eric Hutchings Party: R) SUP SUP --- SUP SUP ---</p> <p>(Sen. Madsen) Defines a military memorial service to be a memorial service of a person who served in the armed forces or who was a member of the National Guard Requires a disruptive activity to be at least 500. feet away from a military memorial service. [FN: Will not impact the state budget.]</p>
HB0481S01	<p>Transportation of Mental Illness Patients CCJJ USC USAAV LELC UCV UBJJ</p> <p>(Sponsor: Paul Ray Party: R) SUP --- --- SUP --- ---</p> <p>GOV SIGNED 3/18/11 (Sen. Stevenson) Authorizes a sheriff to charge \$2.50 for each mile necessarily traveled, in going only, in transporting a patient to or from a hospital or mental health facility. [FN: Will not impact the state budget.]</p>
HB0484	<p>Sweepstakes Connected with the Sale of Consumer Products or Services CCJJ USC USAAV LELC UCV UBJJ</p> <p>(Sponsor: Melvin Brown Party: R) N/P N/P --- --- ---</p> <p>Enacts the Sweepstakes Regulation Act. Requires the operator of a sweepstakes to register with the Division of Consumer Protection. Establishes requirements relating to sweepstakes rules and conditions. Establishes requirements applicable to a sweepstakes. Establishes civil and criminal penalties (class B) for violating provisions applicable to a sweepstakes. [FN: Requires a registration fee of \$100 for sweepstakes operators. It is estimated that 3,220 sweepstake operators will register each year totaling \$332,000 into the Commerce Service Fund. Estimated cost of oversight of the program is estimated at \$247,800 annually from the Commerce Service Fund. The bill also allows for fines to be paid by those who violate provisions of the bill. It is unknown at this time how many fines will be levied. Revenues to the Commerce Service Fund affect the transfer to the Gen Fund.]</p>
HB0494	<p>Justice Courts CCJJ USC USAAV LELC UCV UBJJ</p> <p>(Sponsor: Christopher Herrod Party: R) S/C S/C --- --- ---</p> <p>Requires that when a justice court is created or certified by the Judicial Council, the justice court operate a digital recording device. Requires that the recordings of justice court proceedings be maintained for a minimum of three years. [FN: Will not impact the</p>

HB0498	Provides that the department will pay a yearly flat rate of \$2,500,000 from funds appropriated to the department for the designated health care facility. Designates the University of Utah Medical Center as the health care facility to provide medical service for offenders in the custody of the department when medical care is provided outside of a prison facility.
HCR001	<p>Concurrent Resolution Urging Congress to Address Employment Related Child Identity Theft CCJJ USC USAAV LELC UCV UBJJ</p> <p>(Sponsor: Susan Duckworth Party: D) SUP SUP --- SUP ---</p> <p>GOV SIGNED 3/21/11 (Sen. Madsen) Urges the United States Congress to require federal agencies to report the misuse of Social Security numbers to the victims, the appropriate law enforcement agencies, and the Department of Homeland Security. Urges the United States Congress to require federal agencies to assist the victims of child identity theft in recovering their identities, including issuing new Social Security numbers, when appropriate. Urges the United States Congress to require federal agencies to stop issuing Social Security numbers to children and other individuals when those numbers are already being used unlawfully. [FN: Will not impact the state budget.]</p>
HCR005	<p>Patient- and Safety-centered Prescription Labels Concurrent Resolution CCJJ USC USAAV LELC UCV UBJJ</p> <p>(Sponsor: Marie Poulson Party: D) --- --- SUP --- ---</p> <p>GOV SIGNED 3/18/11 (Sen. Christensen) AMENDED Urges individuals to assume primary responsibility for the proper and safe use, storage, and disposal of any drug prescribed to them, and to encourage their dispensers to provide adequate instruction on how to fulfill those responsibilities. Urges the Utah Pharmacy Board, the Utah Pharmacists Association, and other related groups to meet regularly during 2011 to develop a prescription label format that is patient- and safety-centered. Urges the Utah Pharmacy Board and the Utah Pharmacists Association to provide project updates and present the improved prescription label format to the Legislature's HEALTH and Human Interim Committee. Urges federal, state, and local agencies to continue working to reduce prescription drug misuse, addiction, and drug-related death, to develop campaigns to educate the public about the dangers of prescription drug misuse, to promote the proper disposal of partially-used or expired prescriptions, to continue developing drop-off sites and other secure and environmentally friendly methods for disposing of unused prescription drugs, and to continue promoting the availability and use of programs that treat prescription drug addiction. [FN: Will not impact the state budget.]</p>
HJR004	<p>Joint Rules Resolution Providing Ethics Requirements for Legislators Elect CCJJ USC USAAV LELC UCV UBJJ</p> <p>(Sponsor: Patrice Arent Party: D) N/P N/P --- --- ---</p> <p>(Sen. McAdams) Amends the Code of Official Conduct to apply ethics requirements to legislators elect. Makes technical and conforming changes. [FN: Will not impact the state budget.]</p>
	<p>Joint Resolution Honoring Law Enforcement Officers Killed in the Line of Fire CCJJ USC USAAV LELC UCV UBJJ</p>

HJR011	<p>(Sponsor: Lee Perry Party: R) SUP SUP SUP SUP SUP SUP</p> <p>(Sen. Jenkins) Urges the citizens of the state of Utah and state and local government entities to recognize May 15 as Peace Officers Memorial Day, this year and every year hereafter, by appropriate observances honoring the men and women of law enforcement who stood in harms way in defense of the lives, families, communities, property, and rights of the citizens of the state of Utah and the United States of America. [FN: Will not impact the state budget.]</p>
HJR022	<p>Joint Rules Resolution for Fiscal Notes on Criminal Penalty Bills CCJJ USC USAAV LELC UCV UBJJ</p> <p>(Sponsor: Kenneth Sumsion Party: R) OPP OPP --- OPP OPP OPP</p> <p>Directs the Legislative Fiscal Analyst to ignore criminal penalties when creating a fiscal note for a bill. [FN: Will not impact the state budget.]</p>
SB0028S01	<p>Alcohol or Drug Related Offense Amendments CCJJ USC USAAV LELC UCV UBJJ</p> <p>(Sponsor: Scott Jenkins Party: R) S/C SUP PRI SUP SUP SUP</p> <p>GOV SIGNED 3/25/11 (Rep. Edwards) Amends the administrative suspension periods for certain alcohol related offenses. Amends the driver license suspension period for a person convicted of certain alcohol or drug related offenses. Provides that a court may shorten a person's driver license suspension period for certain alcohol or drug related offenses prior to the completion of the suspension period if the person completes certain requirements. [FN: Will increase the amount of certain DUI-related cases in the Courts. Will cost the Courts ongoing Gen. Funds of \$24,900 beginning in FY2012 and each year thereafter. Will increase the amount of certain DUI-related cases in local justice courts. Will cost the local justice courts a total of \$31,900 across the state.]</p>
SB0036S01	<p>Concealed Firearm Act Amendments CCJJ USC USAAV LELC UCV UBJJ</p> <p>(Sponsor: John Valentine Party: R) SUP --- --- SUP --- ---</p> <p>GOV SIGNED 3/22/11 (Rep. Oda) Requires a nonresident applicant for a concealed firearm permit to hold a current concealed firearm or concealed weapon permit from the applicant's state of residency that recognizes the validity of the Utah permit in that state or has reciprocity with the Utah concealed firearm permit law. Requires a nonresident applicant to pay an additional \$5 processing fee for the issuance of the permit. [FN: Will likely reduce dedicated credit revenue to DPS by est. \$1,298,500 annually beginning FY2012.]</p>
SB0039	<p>Children's Justice Center Program Amendments CCJJ USC USAAV LELC UCV UBJJ</p> <p>(Sponsor: Ralph Okerlund Party: R) SUP SUP --- SUP SUP SUP</p> <p>GOV SIGNED 3/21/11 (Rep. McIff) Adds Sanpete and Sevier Counties to the list of counties in which Children's Justice Centers shall be established. Replaces the current interlocal agreement requirement with a memorandum of understanding requirement to be executed by all parties involved. Allows a licensed nurse practitioner to serve on a local Children's Justice Center Advisory Board. [FN: Will cost the Atty Gen office \$180,000 ongoing from Gen. Fund beginning FY2012. Sanpete and Sevier will absorb the facility start-up costs.]</p>
	<p>Employment Practices and Protection from Violence CCJJ USC USAAV LELC UCV UBJJ</p>

SB0040	<p>(Sponsor: Patricia Jones Party: D) S/C --- --- --- ---</p> <p>Enacts the Employment Practices and Protection from Violence Act, including: defining terms; establishing required employment practices for an employer; addressing the obligations of an employee; addressing prohibited employment practices; and providing a remedy through a private right of action. [FN: Will not impact the state budget.]</p>
SB0045	<p>Wireless Telephone Use Restriction for Minors in Vehicles CCJJ USC USAAV LELC UCV UBJJ</p> <p>(Sponsor: Ross Romero Party: D) SUP SUP --- SUP SUP</p> <p>(Rep. Perry) AMEND Prohibits a person younger than 18 years of age from using a wireless telephone while operating a motor vehicle. Provides affirmative defenses to the wireless telephone prohibition. Specifies a penalty for violating the wireless telephone prohibition. PROVIDES that a violation of the wireless telephone prohibition is not a reportable violation. Prohibits the Driver License Division from assessing points against a person's driving record for being convicted of violating the wireless telephone prohibition. [FN: Will cost the courts \$4,000 from Gen. Fund ongoing beginning FY2012. Will generate \$5,200 in ongoing revenue to the Gen. Fund. Will Cost DPS \$4,000 from the Public Safety Restricted Account one-time in FY2012 for programming changes.]</p>
SB0050S01	<p>Enhanced Penalties for HIV Positive Offender Amendments CCJJ USC USAAV LELC UCV UBJJ</p> <p>(Sponsor: Jerry Stevenson Party: R) SUP SUP --- SUP SUP ---</p> <p>GOV SIGNED 3/18/11 (Rep. Wilson) Provides that an HIV positive person engaged in prostitution, patronizing a prostitute, or sexual solicitation, and who is HIV positive, is guilty of a third degree felony. Modifies definitions. Provides that a person who has tested positive for the HIV infection shall be notified of the test results in person by a law enforcement agency, Department of Corrections, or Department of Health, or an authorized representative of any of these agencies. Requires that the notice contain the signature of the HIV positive individual and the name and signature of the person providing the notice. Provides that failure to provide the notice, or failure to provide notice in the manner or form prescribed, does not create any civil liability and does not create a defense to any prosecution under this part. [FN: Will cost the Dept. of corrections \$7,000 ongoing from the Gen. Fund beginning in FY2012 for increased incarceration costs as a result of increased penalties in this bill.]</p>
SB0058	<p>Crime Victims Reparations Revisions CCJJ USC USAAV LELC UCV UBJJ</p> <p>(Sponsor: J. Adams Party: R) SUP SUP --- PRI ---</p> <p>GOV SIGNED 3/21/11 (Rep. Wilson) AMENDED Changes the name of the office to the Utah Office for Victims of Crime. Modifies the existing membership of the board to include a victim advocate. Expands the board duties to include approval or allocation of subgrantee awards and establishment of policies for the administration of the assistance program. Amends restitution claims procedures. [FN: Will not impact the state budget.]</p>
	<p>Pilot Accountability Permit Program and Identity Related Amendments CCJJ USC USAAV LELC UCV UBJJ</p> <p>(Sponsor: Luz Robles Party: D) HOLD HOLD --- --- ---</p> <p>(Rep. Peterson) Enacts the Utah Pilot Accountability Permit Program Act, including: defining terms; establishing the purposes and limitations of permits; addressing</p>

<p>SB0077</p>	<p>electronically notify the division if a person has removed an ignition interlock system from the person's vehicle. Requires the DLD to suspend the license of any person who is an ignition interlock driver upon notice to the person for the duration of the person's ignition interlock restriction period until the division: receives electronic notification from an ignition interlock system provider showing new proof of the installation of an ignition interlock system; or electronically verifies that the person does not have a vehicle registered in the person's name. Requires the DLD to suspend the license of any person without hearing and without receiving a record of the person's conviction of crime seven days after receiving electronic notification from a provider that a person has removed an ignition interlock system from the person's vehicle if the person is an interlock restricted driver until the division: receives electronic notification from an ignition interlock system provider showing new proof of the installation of an ignition interlock system; or electronically verifies that the person does not have a vehicle registered in the person's name. Grants the DLD authority to make administrative rules regarding the administration of the ignition interlock system program and certification and regulation of ignition interlock system providers. [FN: Will cost the Depart of Public Safety (DPS) Driver License Division (DLD) \$140,500 one-time from the Transportation Fund Restricted - DPS Restricted Account in FY2012, \$147,600 in FY2013, and \$140,600 ongoing beginning FY2014. The bill will increase state revenues to the Transportation Fund Restricted - DPS Restricted Account within the DPS DLD by \$192,200 annually beginning FY2013. Ignition interlock providers and installers will be required to become certified to operate in Utah and will pay the \$100 and \$30 fees for provider and installer certifications respectively. There are 10 providers and 53 installers and the fees they pay annually will amount to \$2,600 in state revenues beginning FY2013. There will be 12,641 suspensions annually beginning FY 2013. It is anticipated that 50% will pay the reinstatement fee, generating \$189,600 in state revenues beginning FY 2013. Drivers who become Ignition Interlock Restricted Drivers as defined in 41-6a-518.2 will be required to have an Ignition Interlock System installed in their vehicle to reinstate their driver license and will pay an upfront installation fee of approximately \$75 and monthly maintenance fees to the provider of approximately \$75 per month for a period of 18 months to 3 years, depending on the type of offense.]</p>
<p>SB0086</p>	<p>Sunset Reauthorizations CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Scott Jenkins Party: R) SUP SUP --- SUP SUP GOV SIGNED 3/22/11 (Rep. Dee) AMENDED Reauthorizes certain named state entities and programs that are scheduled to sunset before the 2012 or 2013 Annual General Session. Removes Sentencing Commission from future reauthorization. [FN: Will not impact the state budget.]</p>
<p>SB0094S01</p>	<p>Requirements for Constables CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Karen Mayne Party: D) SUP --- --- SUP --- --- GOV SIGNED 3/21/11 (Rep. Ipson) Requires that a constable prominently display a badge or other visible form of credentials and identification. [FN: Will not impact the state budget. Local governments and constables would be required to purchase a badge or visible ID est. cost at least \$6. There are appx 144 constables in the state, est. min. total cost \$864.]</p>
	<p>Utah Uniform Securities Act Enforcement CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Benjamin McAdams Party: D) SUP SUP --- SUP --- GOV SIGNED 3/25/11 (Rep. Bird) Requires consideration of certain factors in specific</p>

<p>SB0101S01</p>	<p>enforcement actions. Provides for criminal penalty enhancements under certain circumstances. Addresses an affirmative defense. Makes technical and conforming amendments. [FN: Annual new revenue to the Securities Investor Education and Training Fund of \$140,000 is expected as a result of this legislation. Balances in this restricted fund in excess of \$100,000 are transferred to the Gen Fund. Hearing and incarcerations costs associated with this legislation are estimated at \$28,400 in the first year, and \$56,800 in the second year. An estimated 20 individuals per year may face increased fines and penalties associated with securities fraud. [FN: Annual new revenue to the Securities Investor Education and Training Fund of \$140,000 is expected as a result of this legislation. Balances in the restricted fund in excess of \$100,000 are transferred to the Gen. Fund. Hearing and incarceration costs are estimated at \$28,400 in the first year, and \$56,800 in the second year.] ADDS 2 new second degree felonies; 2 new enhanced second degree felonies.</p>
<p>SB0103</p>	<p>Utah False Claims Act Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Benjamin McAdams Party: D) HOLD HOLD HOLD HOLD HOLD</p> <p>Recodifies the Utah False Claim Act (UFCA). Amends criminal and civil provisions regarding conduct prohibited by the UFCA. Amends provisions relating to civil and criminal penalties for violation of the UFCA. Amends procedural matters relating to the UFCA. Modifies the statute of limitations for violations of the UFCA, including removing the 10-year maximum for bringing an action. Amends provisions relating to investigation of alleged violations of the UFCA. Permits a person, subject to certain exceptions, to file a civil action against a defendant, in the name of the state, for a violation of the UFCA. Grants a person who files an action described in the preceding paragraph a percentage of the proceeds of the action, unless the person is convicted of a crime arising out of the facts upon which the action is based. Grants the attorney general the right to intervene in, and take control of, an action filed by a person in the name of the state as provided for in this bill. Provides whistleblower protection to an individual who, under this bill: files or advances, or seeks to file or advance, a civil action in the name of the state; or reports, stops, or seeks to report or stop a violation of the UFCA. [FN: Will cost the Atty Gen. Office \$41,900 ongoing from Gen. Fund and \$125,700 in fed funds for 1.5 FTEs beginning in FY2012. Savings from recoveries will depend on number of claims received and successfully prosecuted.]</p>
<p>SB0106</p>	<p>Sexual Exploitation Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: David Hinkins Party: R) SUP SUP --- SUP SUP SUP GOV SIGNED 3/25/11 (Rep. Seelig) Enacts the Sexual Exploitation Act. Consolidates criminal provisions relating to sexual exploitation of a vulnerable adult and sexual exploitation of a minor. Makes legislative findings. Modifies and clarifies criminal provisions relating to sexual exploitation of a minor and sexual exploitation of a vulnerable adult. Modifies the conduct that constitutes sexual exploitation of a vulnerable adult. Makes sexual exploitation of a vulnerable adult a third degree felony. Provides that it is a separate offense of sexual exploitation of a vulnerable adult for each vulnerable adult depicted, and each time the vulnerable adult is depicted, in vulnerable adult pornography. Provides an affirmative defense to the crime of sexual exploitation of a vulnerable adult. Provides exceptions from criminal and civil liability for legitimate law enforcement activities. Provides that it is not a defense to a crime described in this bill that the accused did not know the age of the victim. [FN: Will not impact the state budget.]</p>

SB0109	<p>Child Protection Registry Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Curtis Bramble Party: R) HOLD --- HOLD SUP HOLD</p> <p>Modifies the definition of "contact point." Modifies a prohibition against a communication advertising or promoting certain products intended for a minor. [FN: Will result in the loss of \$21,700 to the Commerce Service Fund that affects the annual transfer to the Gen. Fund. The vendor will lose apprx. \$87,000. Exempt businesses would save the fees they currently pay of \$108,500.]</p>
SB0114	<p>Municipal Prosecutorial Discretion CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Daniel Thatcher Party: R) SUP SUP SUP SUP --- ---</p> <p>GOV SIGNED 3/18/11 (Rep. Herrod) Permits a city attorney who has a conflict of interest in a prosecution matter to appoint a city attorney from another municipality or a public prosecutor to prosecute in the court having jurisdiction over the matter. [FN: Will not impact the state budget.]</p>
SB0124	<p>Leaving a Child Unattended in a Motor Vehicle CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Benjamin McAdams Party: D) SUP SUP --- SUP SUP</p> <p>GOV SIGNED 3/22/11 (Rep. Perry) AMENDED Makes it a class C misdemeanor for a person who is responsible for a child under nine years of age to intentionally, recklessly, knowingly, or with criminal negligence leave a child in AN ENCLOSED compartment of a motor vehicle if: THE motor vehicle is on public property or private property that is open to the general public; the child is not supervised by a person who is at least 9 years old; and the conditions present a risk to the child of HYPERTHERMIA, hypothermia, or dehydration. Provides that this bill does not apply if the person's conduct that constitutes a violation of this bill SUBJECT to a greater penalty under another provision of state law. Preempts enforcement of a local law or ordinance that makes it an infraction or a criminal offense to engage in the conduct that constitutes a misdemeanor under this bill. Provides that, notwithstanding any provision of state law to the contrary, a conviction under this bill may not be used by a state or local government entity as grounds for revoking, refusing to grant, or refusing to renew, a license or permit, including a license or permit relating to the provision of day care or child care. [FN: Will not impact the state budget.] ADDS one new class C misdemeanor.</p>
SB0133S01	<p>Grand Jury Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: John Valentine Party: R) SUP SUP --- SUP ---</p> <p>(Rep. McIff) Provides that a written certification requesting a grand jury may be submitted to the supervising judge of a grand jury panel at any time. Provides that a grand jury panel shall consider a written certification requesting a grand jury within a reasonable time. [FN: Will not impact the state budget.]</p>
SB0135	<p>Department of Public Safety Duties Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Daniel Thatcher Party: R) SUP SUP --- SUP SUP ---</p> <p>GOV SIGNED 3/18/11 (Rep. Hutchings) Removes from the duties of the Department of Public Safety the requirement that it maintain a database of officers' checks of driver licenses and state identification cards that includes the name, race, and gender of the officer and the race of the person whose license or card is checked, because language in Section 53-3-205 that required an applicant to provide information regarding race</p>

	expired July 1, 2007. [FN: Will not impact the state budget.]
SB0136S01	<p>Boating Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Curtis Bramble Party: R) N/P N/P --- --- --- GOV SIGNED 3/29/11 (Rep. Menlove) Includes vessels and outboard motors in the motor vehicle provisions that regulate abandoned vehicles. Grants the Board of Parks and Recreation rulemaking authority to make rules establishing regulations for anchored, beached, moored, and abandoned vessels. Repeals the requirement that a motorboat registration that has been revoked may not be renewed for one year and specifies the requirements for a motorboat registration to be renewed after a revocation. Provides that a compromise of certain boating violations shall be done pursuant to a plea in abeyance agreement. Specifies procedures and fee requirements for a compromise of boating violations. [FN: Will not impact the state budget.]</p>
SB0137S03	<p>Medicaid Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Allen Christensen Party: R) --- --- OPP --- --- Amends the Medicaid drug program to remove restrictions on the preferred drug list program. Requires the department to authorize a nonpreferred immunosuppressant and psychotropic drug when the patient is stabilized. Requires a report from the Department of Health regarding cost savings to the Medicaid drug program from the use of a preferred drug list. [FN: saves the Depart of Health \$1,033,800 ongoing Gen Fund beginning in FY2012, offset by one-time General Fund of \$953,700 in FY2012 and \$6,300 in FY2013. It saves \$196,300 federal funds in FY2012 and \$2,519,200 federal funds in FY2013 from fewer Medicaid drug expenses. This bill appropriates \$200,000 ongoing Gen Fund to the Depart of Health in FY2012 for emergency dental services, offset by a negative one-time Gen Fund appropriation of \$200,000 in FY2012. It also appropriates \$615,000 ongoing Gen Fund to the Depart of Human Services for mental health services offset by a negative one-time Gen Fund appropriation of \$509,700 in FY2012. The \$200,000 for the Depart of Health will be matched to annually draw down \$490,100 in federal funds beginning in FY2013.]</p>
SB0141	<p>Burglary Offense Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Mark Madsen Party: R) SUP SUP --- SUP SUP SUP GOV SIGNED 3/18/11 (Rep. Richardson) Provides that the offense of burglary includes a person entering a building with the intent to commit any act of voyeurism, rather than the current element of intent to commit an act of voyeurism against a child younger than 14 years of age. [FN: Will not impact the state budget.]</p>
	<p>Judiciary Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Lyle Hillyard Party: R) SUP SUP --- --- --- GOV SIGNED 3/22/11 (Rep. McIff) Permits a person to be a candidate for more than one justice court judge office. Requires an appointee or a candidate to more than one justice court office to: pay a filing fee for each office; and identify on the declaration of candidacy all of the courts included in the general election. Allows a declaration of candidacy in one county to be valid in any other county in which the candidate may be appointed or elected. Requires the ballot title to include the name of a court created by interlocal agreement. Removes the requirement that all registered voters in a county vote in the retention election of a county justice court judge. Removes the requirement that the governing bodies of a county and a municipality within that county both concur when a justice court judge is permitted to hold office as both a county and a municipal</p>

SB0228	<p>Criminal Forfeiture Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Daniel Liljenquist Party: R) SUP SUP SUP PRI --- ---</p> <p>Repeals and reenacts the Utah forfeiture law. Moves forfeiture provisions in various parts of the Utah Code into the forfeiture chapter. Provides definitions. Addresses jurisdiction and venue. Provides grounds for seizure of property. Provides procedures for seized property held as evidence and the return of property no longer needed as evidence. Addresses disposition of property, including returning to the owner when appropriate. Provides for disposition of seized weapons. Provides for a claimant to petition for the return of property. Provides for a criminal forfeiture process. Provides a civil forfeiture procedure. Allows a trial by jury. Addresses rights of innocent owners of forfeited property. Provides for release of forfeited property in certain circumstances, including cases of hardship. Provides for attorney fees, compensation for damaged property, and expenses for maintaining seized property. Provides for proportionality in the forfeiture of property. Provides for transfer and sharing procedures among agencies regarding cases of seized and forfeited property. Restablishes the Criminal Forfeiture Restricted Account. Establishes the Crime Reduction Assistance Program for forfeited property and provides for the Commission on Criminal and Juvenile Justice to locate the funds from the Criminal Forfeiture Restricted Account. [FN: Will not impact the state budget.]</p>
SB0248	<p>Controlled Substance Database Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Curtis Bramble Party: R) OPP --- OPP SUP SUP ---</p> <p>GOV SIGNED 3/22/11 (Rep. Daw) AMENDED Authorizes certain individuals to access the controlled substance database for the purpose of reviewing a patient's request for workers' compensation benefits. Requires that a physician review the controlled substance database before writing a first prescription for a schedule II or schedule III controlled substance to check for prescription duplication, drug over-use, or drug abuse. BILL takes effect 1/1/12. [FN: Will cost about \$5,000 for programming. Appropriations from the Commerce Service Fund affect the transfer to the Gen. Fund.]</p>
SB0262	<p>Tobacco Products Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Curtis Bramble Party: R) --- --- OPP --- ---</p> <p>GOV SIGNED 3/22/11 (Rep. Herrod) Adjusts the tobacco products tax rate on little cigars.</p>
SB0274	<p>Court Budget Amendments CCJJ USC USAAV LELC UCV UBJJ (Sponsor: John Valentine Party: R) SUP --- --- --- ---</p> <p>GOV SIGNED 3/21/11 (Rep. Hutchings) Allows the Justice Court Technology, Security, and Training Account to also cover expenditures for justice court audit expenditures. Adds information technology to the list of expenditures permitted by the Court Reporter Technology Account. [FN: Will not impact the state budget.]</p>
SB0279	<p>Grand Jury Modifications CCJJ USC USAAV LELC UCV UBJJ (Sponsor: Margaret Dayton Party: R) OPP OPP --- OPP OPP</p> <p>GOV SIGNED 3/30/11 (Rep. Christensen) AMENDED Requires a grand jury subpoena to be issued to a: MINOR, who is a victim of crime, at least 72 hours before the victim is required to testify. [FN: Will not impact the state budget.]</p>

<p>SB0314S01</p>	<p>the commission with the approval of the governor and with the consent of the Senate to appoint the director of the DABC. Addresses prohibited interests, relationships, and actions Creates the ABC Act Enforcement Fund and directs how money in the fund is to be expended. Consolidates language regarding warning signs required to be posted in retail settings, including event permits. Addresses the size of containers of heavy beer that can be sold. Modifies fees. Permits the sale, offer for sale, or furnishing of an alcoholic product by room service in other than a sealed container. Prohibits consumption of an alcoholic product on licensed premises after a specified time. Removes existing restrictions on transferring licenses or locations of licenses and replaces the provisions with the Transfer of Retail License Act. Addresses the discounting of an alcoholic product. Changes the numbers used to determine the number of retail licenses that may be issued at any one time. Modifies requirements related to the location in restaurants of dispensing, storage, and related instruments or equipment. Modifies provisions related to dining club licenses. Modifies hours of sale. Addresses the limit on the number of airport lounge licenses. Eliminates outdated language regarding grandfathered facilities for on-premise banquet licenses. Enacts a new reception center license, including: addressing the commission's power to issue; addressing specific licensing requirements; and addressing specific operational requirements. Enacts a new beer-only restaurant license, including: addressing the commission's power to issue; addressing specific licensing requirements; and addressing specific operational requirements. Imposes additional requirements on on-premise beer retailers. Extends certain grandfathering for restaurant sublicenses. Prohibits event permittees from selling, offering for sale, or furnishing an indefinite or unlimited number of alcoholic products during a set period for a fixed price unless certain conditions are met. Clarifies provisions related to the number of drinks a patron may have before them at an event. Requires agreements to create exclusive sales territories for beer wholesaler licensees. Addresses when meetings of the commission may be closed. Requires alcohol training and education seminars to be taken in person. Requires the governor to comply with certain requirements under the Budgetary Procedures Act. This bill appropriates: to the Department of Public Safety - Programs and Operations, as an ongoing appropriation: from the General Fund, (\$2,900,000).</p>						
<p>SB0318</p>	<table border="0"> <tr> <td>Justice Court Modifications</td> <td>CCJJ USC USAAV LELC UCV UB</td> <td>JJ</td> </tr> <tr> <td>(Sponsor: D. Buttars Party: R)</td> <td>S/C S/C ---</td> <td>--- ---</td> </tr> </table> <p>GOV SIGNED 3/22/11 (Rep. Oda) AMENDED Requires that when a justice court is created or certified by the Judicial Council, the justice court operate a DIGITAL audio recording device. Requires that the audio recordings of justice court proceedings be maintained for a minimum of three years. [FN: Will not impact the state budget. Enacting this bill will cost between \$10,000 and \$30,000 in one-time funds for courtroom for audio visual equipment. Ongoing costs will depend on software agreements, maintenance, storage, and staffing.]</p>	Justice Court Modifications	CCJJ USC USAAV LELC UCV UB	JJ	(Sponsor: D. Buttars Party: R)	S/C S/C ---	--- ---
Justice Court Modifications	CCJJ USC USAAV LELC UCV UB	JJ					
(Sponsor: D. Buttars Party: R)	S/C S/C ---	--- ---					
<p>SCR001</p>	<table border="0"> <tr> <td>Crisis Intervention Team Program Concurrent Resolution</td> <td>CCJJ USC USAAV LELC UCV UB</td> <td>JJ</td> </tr> <tr> <td>(Sponsor: Patricia Jones Party: D)</td> <td>SUP SUP SUP</td> <td>SUP SUP SUP</td> </tr> </table> <p>GOV SIGNED 3/7/11 (Rep. Ray) AMENDED Recognizes the Crisis Intervention Team Training Program as the model of best practice for law enforcement intervention with persons who have a mental illness. Encourages law enforcement agencies and community mental health centers to work together in conjunction with other community partners to: have a cadre of certified Crisis Intervention Team-trained officers in all</p>	Crisis Intervention Team Program Concurrent Resolution	CCJJ USC USAAV LELC UCV UB	JJ	(Sponsor: Patricia Jones Party: D)	SUP SUP SUP	SUP SUP SUP
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