

**MINUTES OF THE
EXECUTIVE OFFICES, CRIMINAL JUSTICE & LEGISLATURE
JOINT APPROPRIATIONS SUBCOMMITTEE**

ROOM 423 STATE CAPITOL BUILDING
February 11, 1998

Members Present: **Sen. Michael Waddoups, Co-Chair**
 Rep. Blake D. Chard, Co-Chair
 Sen. Robert Steiner
 Rep. Patrice Arent
 Rep. Steve Barth
 Rep. Ron Bigelow
 Rep. Katherine Bryson
 Rep. Greg J. Curtis
 Rep. David L. Zolman

Members Absent: Sen. Robert Muhlestein

Staff Present: Bill Dinehart, Fiscal Analyst
 Andrea Wilko, Fiscal Analyst
 Beverly Weeks, Committee Secretary

Visitors List: List filed with Committee Minutes

Representative Blake D. Chard, Co-Chair, called the subcommittee to order at 2:30 p.m.
Senator Robert Muhlestein was excused for health reasons.

MOTION: Rep. Barth moved to approve the minutes of Feb. 6th and 9th as written.

The motion passed unanimously with Reps. Arent, Bryson and Curtis absent for the vote.

Analyst Bill Dinehart presented an updated list of items for further subcommittee consideration and a copy of intent language requested from Capital facilities and Administrative Services Appropriations Subcommittee as follows:

“It is the intent of the Legislature that all state agencies and institutions do not use facility operational and maintenance (O/M) funding for anything other than O/M purposes. The State Building Board should develop a common definition of O/M for application relative to this legislative intent.”

MOTION: Rep. Bigelow moved to adopt the budget for the Governor’s Office as recommended by the Analyst and amended on January 26, 1998.

The motion passed unanimously with Reps Bryson and Arent absent for the vote.

MOTION: Rep. Bigelow moved to adopt the budget for the Attorney General’s Office as recommended by the Analyst, including all Building Blocks

The motion passed unanimously with Reps. Arent and Bryson absent for the vote.

MOTION: Rep. Bigelow moved to accept the intent language as proposed on page 3 for the Attorney General’s Office and page 2 for the Governor’s Office.

The motion passed unanimously with Reps. Bryson and Arent absent for the vote.

MOTION: Rep. Bigelow moved to accept the budget as recommended by the Fiscal Analyst for the Department of Corrections, shown on page 1.

SUBSTITUTE MOTION: Rep. Barth moved to accept the budget as recommended by the Fiscal Analyst for the Department of Corrections with the exception of moving Jail Contracting from Jail Reimbursement line item back to Institutional Operations.

The motion passed with Sen. Waddoups and Rep. Zolman voting in opposition. Rep. Arent was absent for the vote.

MOTION: Sen. Waddoups presented the following intent language:

“It is the intent of the Legislature that the Department of Corrections, the Utah Sheriff’s Association, and the Administrative Office of the Courts jointly study the potential for combining Jail Reimbursement and Jail Contracting into one comprehensive program under the management of the Department of Corrections.”

SUBSTITUTE MOTION: Rep. Curtis proposed the following intent language:

“It is the intent of the legislature to form a committee staffed by CCJJ to study the growth needs of the Utah Department of Corrections and alternatives to incarceration. The committee members shall be as follows: Legislators, the Governor’s Office, the Judiciary, the Department of Corrections, the Board of Pardons and Parole, the Sentencing Commission, the Sheriffs Association, the Utah Association of Counties, the Commission of Criminal and Juvenile Justice and the Chiefs of Police Association. The study shall include, but not be limited to, examining jail reimbursement, the jail contracting process, the use of private, state and/or county correctional facilities. The committee shall report its findings to the Judiciary Interim Committee in November 1998.”

The sponsor said to include the original motion to become a subcommittee of the substitute motion. Analyst Bill Dinehart is to combine the two intent languages and come up with the proper wording.

The motion passed unanimously.

Analyst Bill Dinehart was asked to write intent language for the next subcommittee page 28, tab 19, of the issue of guaranteeing integrity of prison property from diversions of real estate to other used that are more public.

MOTION: Rep. Barth moved that intent language be approved to make the Board of Pardons budget be non-lapsing.

The motion passed unanimously.

MOTION: Rep. Arent moved to separate future budgets for the Board of Pardons from Corrections budget, to be a separate agency..

The motion passed with Sen. Waddoups and Reps. Zolman and Bryson voting in opposition.

MOTION: Rep. Barth moved that the Department of Corrections line items be non-lapsing.

The motion passed with Rep. Bigelow voting in opposition.

MOTION: Rep. Bigelow moved to place on the next agenda the placement of the Judicial Conduct Commission.

The motion passed unanimously.

MOTION: Rep. Barth moved to place on the special list two separate items totaling \$50,000 for the Board of Pardons.

The motion passed with Reps. Bigelow, Bryson, and Zolman voting in opposition.

MOTION: Rep. Chard moved that the subcommittee express sympathy, condolence, and best wishes to Senator Muhlestein in the serious illness of his children.

The motion passed unanimously.

MOTION: Rep. Bigelow moved to place on the next agenda any outstanding issues, budgets, and supplementals still to be considered.

The motion passed unanimously.

Analyst Bill Dinehart presented the proposed budget for the Department of Youth Corrections. The summary of the total budget is shown under tab 25, page 1. He brought special attention to Staff Training, Case Management, Community Alternatives, Alternatives to Secure Care, State Supervision, various Work Camps, Alternatives to Detention, Institutional Care, Detention, Secure Facilities, Multi-use Facilities, Receiving Centers and Youth Parole Authority.

Gary Dalton, Director of Youth Corrections, gave the subcommittee copies of their budget request and the annual report.

Dick Winters, Board of Youth Corrections was introduced.

Glen Lambert, Private Youth Providers Network and Ex. Director of Odyssey, spoke to the subcommittee. He presented a handout to the subcommittee showing Private Provider Rates, costs of secure care, and Outcome Studies.

MOTION: Rep. Bigelow moved to adjourn.

The motion passed unanimously and the meeting was adjourned at 4:00 p.m.

Senator Michael Waddoups, Co-Chair

Representative Blake D. Chard, Co-Chair

