

These pending minutes have not been approved by the Utah Prosecution Council and are subject to change until approved and adopted by the Council.

Utah Prosecution Council Meeting
Wednesday - April 20, 2022, 10:00 a.m.
Live or via Teams

Pending Minutes

Present: Stephen D. Foote, UPC Chair, Duchesne County Attorney
Robert L. Cosson, Co-Chair, St. George City Attorney (Remotely)
Dan Burton, Chief Policy Advisor, Utah Attorney General(*designee of Sean Reyes, Utah Attorney General*) (In person)
William Carlson, Deputy Salt Lake County District Attorney(*designee of Sim Gill, Salt Lake County District Attorney*) (In person)
Ed Montgomery, City of South Jordan (In person)
Ryan Peters, Juab County Attorney (In person)
Troy Rawlings, Davis County Attorney (Remotely)
Yvette Rodier, Deputy West Valley City Attorney (Remotely)
Scott Stephenson, Deputy Director of P.O.S.T. (In person)
Stuart Williams, Clearfield City Attorney (In person)
James Swink, Deputy Weber County Attorney (*designee of Troy Rawlings, Davis County Attorney*) (Remotely)
Robert Van Dyke, Kane County Attorney (Remotely)

Excused: Kathy Locher, UPAAC Chair, Salt Lake County DA's Office
Jess L. Anderson, Utah Commissioner of Public Safety
Sim Gill, Salt Lake County District Attorney
Sean Reyes, Utah Attorney General

Guests: Eric Clark, Washington County Attorney (In person)

- 1. WELCOME AND APPROVAL OF THE MINUTES - JANUARY 5, 2022**
 - a. The Council members were welcomed and the meeting convened.
 - b. Ryan Peters made the motion to approve the January 5, 2022. Stephan Foote seconded the motion and the motion passed unanimously.

- 2. FY22 BUDGET REVIEW**
 - a. Bob Church gave an in depth report on the FY22 budget. Please refer to Director's Summary for additional information. The CCJJ grant for eProsecutor was awarded. A portion of the grant will reimburse Ron's salary. Since it runs on the calendar year, we'll use half this budget year and half in FY23.
 - b. Bob is in the process of completing FY23's grant application that will include asking for funding for an additional 150 user licenses. In relation to eProsecutor and data source (i.e., police department cases) it was suggested to consider creating a statewide uniform system. After a lengthy discussion, the Council determined to form an exploratory committee, that would include the smaller

counties as well, to discuss the possibility of creating a statewide system which would not be beholden to tech companies. The committee would determine if it is feasible, considering the costs, etc. Possible committee members considered would be Eric Clark, Will Carlson will find someone from SLCO, Ryan Peters, include AG's IT staff, SWAP representatives, small county representation to participate on this committee. Bob will also reach out to other states to see what their experience has been.

- c. The grant reimbursement of \$16k from NAPC/NHTSA for Train the Trainer was received.
- d. We switched over to an online version of our budget program and are sorting out the bugs.

3. 2022 LEGISLATIVE ISSUES

Bob Church gave an in depth report. Please refer to Director's Summary for additional information.

- a. Bob reported Alex Wilson, LFA for the Executive Appropriations Subcommittee proposal did not make it of committee. His proposal was that UPC be required to raise its registration fees by \$50 this year and then \$50 per year for the next five years.
- a. SB35 Expungement Modifications, <https://le.utah.gov/~2022/bills/static/SB0035.html>, Senator Weiler, Representative Raymond
 - i. UPC is now required to:
 - (1) 372 (e) (I) gather and maintain contact information for all prosecuting entities in the state;
 - 373 (ii) provide the contact information for all prosecuting entities in the state to the Utah
 - 374 state courts; and
 - 375 (iii) publish the contact information for all prosecuting entities in the state on the
 - 376 council's website.
 - ii. We received a nominal amount of funding to hire someone part time to gather this information for us. Also, CCJJ reached out to Bob and indicated that they have a list of which UPC can use as a starting point.

4. TRAINING COMMITTEE

Bob gave the training committee report. Please refer to Director's Summary for details.

- a. Train the Trainer (TtT) was held March 22-25, 2022 at the St. George Hilton Garden Inn. It was The Council reviewed the confirmed students and reviewed the faculty. Two of the three out of state faculty were the developers of the curriculum. Out of state trainers were asked how Utah's training compare to other states. Their response was that we are one of the best nationwide. Having said that, it was an outstanding training. Positive and constructive feedback was received.
- b. Spring Conference will be held April 21-22, 2022 at the Mountain America Expo Center. 275 registrants with half in person and half remotely.
- c. Regional Legislative Update will be scheduled from May 6-26, 2022.
- d. Visual Trial Course (Advanced Trial Skills Course) will be held June 9-10, 2022 at College Drive.
- e. UPAA Conference will be held June 22-24, 2022 at Ruby's Inn in Bryce Canyon.
- f. Basic Prosecutor Course will be held August 21-26 at the Riverwood Conference Center, Logan, Utah. Faculty to be determined.
- g. Fall Prosecutor Training Conference will be held September 21-23, 2022 St. George

- Hilton Garden.
- h. Government Civil Practice Conference is scheduled for October 19-20, 2022 St. George Hilton Garden.
- I. UMPA Conference will be held November 3-4, 2022 at the Kanab Convention Center.
- j. County DA Attorney's Executive Seminar will be held at the St. George Dixie Center, dates TBD.

5. UPAA REPORT

As stated above in #4. e.

6. RESOURCE PROSECUTORS

- a. Marlesse Jones SADVRSP. Marlesse referred the Council to the SADVRSP report as outlined in the handouts. Marlesse indicated she will be stepping down as the SWAP representative to the Crime Victim Council. Therefore, a replacement needs to be found. It was suggested asking Dawn Emery to take Marlesse's place. Jeff Buhman will reach out to Dawn.
- b. Tyson Skeen TSRP. Tyson Skeen referred the Council to the TSRP report as outlined in the handouts.

7. e-PROSECUTOR NEWS

Bob and Ron gave the training committee report. Please refer to Director's Summary for details.

- a. Ron reported he will be sending the Software License and Support Agreement and Joinder document to all eProsecutor users.
- b. Ron has been regularly submitting the required prosecutor data reports to CCJJ. Ron and Bob recently met with key players from CCJJ as well as Rep Judkins and Jeff Buhman to discuss the future of her reporting requirements bill and case management software.
- c. As previously reported, Bob is seeking additional grant funding for an additional 150 user licenses.

8. UPC AWARDS

- a. Bob asked the Council's guidance regarding recognition awards of merit and elite performance. Awards could include areas and/or titles such as Felony Prosecutor of the Year, Misdemeanor Prosecutor of the Year, Juvenile prosecutor of the year, Investigator/LEO of the year, and Support/Admin Staff of the Year. After an in depth discussion, the Council agreed this would be a good idea. Their direction was that UPC and SWAP could work together and seek nominations, by way of announcement at Spring and/or Fall conference, for any prosecutor who has done something extraordinary. A committee would consider the nominations and recommend the type of recognition(s) to be awarded. Recognition would be a variety of expertises including those areas listed above. It was recommended that the award or recognition be meaningful, one of merit and/or of distinguishment. Presenting it could be at Spring and/or Fall conference or on the public stage such as during half time at a Jazz game!
- b. Steve Garside Service Award
Bob indicated that the first award would be given to Steve Garside for his many years of service as well as a well-deserved award of merit. The Steve Garside Service Award will be presented to Steve at the 2022 Spring Conference. The Council was overwhelming in favor and felt this would set a positive precedence.

9. OTHER BUSINESS

- a. Bob proposed a council retreat some time in the fall. Council indicated they would be open to the possibility of a retreat. UPC and SWAP could coordinate the discussion of topics/issues that affect county attorneys. A couple topics brought up included securities and AG's supervisory ship over county attorneys. The retreat could include leadership and management training.

NEXT MEETING

Next meeting: Friday, July 15, 2022. Summit County to host.

10. ADJOURN