

**41-6a-1901 Applicability -- Law enforcement officer duties -- Documents and records --  
Notice to Department of State.**

- (1) As used in this section, "diplomat" means an individual who:
  - (a) has a driver license issued by the United States Department of State; or
  - (b) claims immunities or privileges under 22 U.S.C. Sections 254a through 258a with respect to:
    - (i) a moving traffic violation under this title or a moving traffic violation of an ordinance of a local authority; or
    - (ii) operating a motor vehicle while committing any of the following offenses:
      - (A) automobile homicide under Section 76-5-207;
      - (B) manslaughter under Section 76-5-205;
      - (C) negligent homicide under Section 76-5-206;
      - (D) aggravated assault under Section 76-5-103; or
      - (E) reckless endangerment under Section 76-5-112.
- (2) A law enforcement officer who stops a motor vehicle and has probable cause to believe that the driver is a diplomat that has committed a violation described under Subsection (1)(b)(i) or (ii) shall:
  - (a) as soon as practicable, contact the United States Department of State in order to verify the driver's status and immunity, if any;
  - (b) record all relevant information from any driver license or identification card, including a driver license or identification card issued by the United States Department of State; and
  - (c) within five working days after the date the officer stops the driver, forward all of the following to the Department of Public Safety:
    - (i) if the driver is involved in a vehicle accident, the vehicle accident report;
    - (ii) if a citation or other charging document was issued to the driver, a copy of the citation or other charging document; and
    - (iii) if a citation or other charging document was not issued to the driver, a written report of the incident.
- (3) The Department of Public Safety shall:
  - (a) file each vehicle accident report, citation or other charging document, and incident report that the Department of Public Safety receives under this section;
  - (b) keep convenient records or make suitable notations showing each:
    - (i) conviction;
    - (ii) finding of responsibility; and
    - (iii) vehicle accident; and
  - (c) within five working days after receipt, send a copy of each document and record described in Subsection (3) to the Bureau of Diplomatic Security, Office of Foreign Missions, of the United States Department of State.
- (4) This section does not prohibit or limit the application of any law to a criminal or motor vehicle violation committed by a diplomat.

Enacted by Chapter 127, 2005 General Session