

1 **COURT RECORDS OF DRIVING UNDER THE**
2 **INFLUENCE CASES**

3 2002 FIFTH SPECIAL SESSION
4 STATE OF UTAH

5 **Sponsor: A. Lamont Tyler**

6 **This act modifies the driving while intoxicated and reckless driving article of the motor**
7 **vehicles code. The act provides a time line for all courts to collect and maintain data on**
8 **offenses under the article. The act requires annual reports by the Administrative Office of**
9 **the Courts to the Judiciary and Transportation Interim Committees. This act provides an**
10 **immediate effective date.**

11 This act affects sections of Utah Code Annotated 1953 as follows:

12 AMENDS:

13 **41-6-43.7**, as enacted by Chapter 203, Laws of Utah 2002

14 This act affects uncodified material as follows:

15 REPEALS:

16 **Uncodified Section 2, Chapter 203, Laws of Utah 2002**

17 *Be it enacted by the Legislature of the state of Utah:*

18 Section 1. Section **41-6-43.7** is amended to read:

19 **41-6-43.7. Courts to collect and maintain data.**

20 (1) The state courts shall collect and maintain data necessary to allow sentencing and
21 enhancement decisions to be made in accordance with this article.

22 (2) Beginning no later than February 3, 2003, the county justice courts shall collect and
23 transmit to the appropriate data repository, as specified by the Commission on Criminal and
24 Juvenile Justice, the same DUI related data elements collected and maintained by state courts
25 under Subsection (1).

26 (3) Beginning no later than February 2, 2004, the municipal justice courts shall collect and
27 transmit to the appropriate data repository, as specified by the Commission on Criminal and



28 Juvenile Justice, the same DUI related data elements collected and maintained by state courts
29 under Subsection (1).

30 (4) The Administrative Office of the Courts shall report on data collection and DUI related
31 data elements to the Judiciary and Transportation Interim Committees before July 31 of each
32 calendar year from 2002 through 2006.

33 **Section 2. Repealer.**

34 This act repeals:

35 **Uncodified Section 2, Chapter 203, Laws of Utah 2002, Interim reports.**

36 **Section 3. Effective date.**

37 If approved by two-thirds of all the members elected to each house, this act takes effect
38 upon approval by the governor, or the day following the constitutional time limit of Utah
39 Constitution Article VII, Section 8, without the governor's signature, or in the case of a veto, the
40 date of veto override.

Legislative Review Note
as of 6-24-02 10:38 AM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel