

**PRIVATE INVESTIGATOR REGULATION ACT**

**AMENDMENTS**

2007 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: D. Chris Buttars**

House Sponsor: \_\_\_\_\_

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**LONG TITLE**

**General Description:**

This bill amends the Private Investigator Regulation Act to allow for private investigators and private detectives licensed in another state to work within Utah to continue an investigation without being licensed in Utah.

**Highlighted Provisions:**

This bill:

- ▶ provides that a private investigator or private detective licensed and in good standing in the state of licensure may conduct business in this state for not more than 20 days without being licensed in Utah if:
  - the private investigator or private detective notifies the bureau chief of the Bureau of Criminal Investigations; and
  - is licensed in a state that provides reciprocity for private investigators or private detectives licensed in this state; and
- ▶ provides that these provisions of reciprocity do not authorize the private investigator or private detective working in Utah to carry a firearm while in Utah.

**Monies Appropriated in this Bill:**

None

**Other Special Clauses:**

None



28 **Utah Code Sections Affected:**

29 ENACTS:

30 **53-9-110.5**, Utah Code Annotated 1953



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

33 Section 1. Section **53-9-110.5** is enacted to read:

34 **53-9-110.5. Temporary practice in Utah without a license -- Terms and**  
35 **limitations.**

36 (1) The bureau chief of the Bureau of Criminal Identification may authorize a private  
37 investigator or private detective licensed in another state to work in Utah for not more than 20  
38 days to conduct investigative activities that are part of an agreement to conduct an investigation  
39 that originated in the state where the investigator or detective is licensed if:

40 (a) (i) the state where the private investigator or private detective is licensed has a  
41 reciprocal licensing agreement with Utah for private investigators and private detectives; or

42 (ii) that state requires a written exam or not less than 2,000 hours of investigative time  
43 to qualify for state licensure as a private investigator or private detective; and

44 (b) the private investigator or private detective is not at the time he is to be conducting  
45 investigative activities in this state under Subsection (1) subject to any licensure restriction or  
46 probation in the licensing state.

47 (2) Subsection (1) does not authorize the private investigator or private detective to  
48 carry a firearm while in Utah.

49 (3) The private investigator or private detective shall provide written notification to the  
50 bureau chief of the Bureau of Criminal Identification prior to entering the state for the purposes  
51 under Subsection (1). The written notification shall:

52 (a) confirm any verbal authorization received from the bureau chief to enter the state  
53 for the purposes under Subsection (1);

54 (b) state that the private investigator or private detective is not subject to any licensure  
55 restrictions or probation in the licensing state;

56 (c) acknowledge that the private investigator or private detective is subject to the  
57 provisions of this part while conducting investigative activities within Utah; and

58 (d) acknowledge that functioning in this state under Subsection (1) does not authorize

59 the private investigator or private detective to carry a firearm in Utah.

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**Legislative Review Note**  
as of 1-12-07 6:40 AM

**Office of Legislative Research and General Counsel**

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**S.B. 129 - Private Investigator Regulation Act Amendments**

**Fiscal Note**

2007 General Session

State of Utah

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**State Impact**

Enactment of this bill will not require additional appropriations. If the Department of Public Safety elects to implement this program, it is estimated to cost the Department \$56,500 for staff and associated costs, plus \$6,600 one-time set-up costs.

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**Individual, Business and/or Local Impact**

Enactment of this bill likely will not result in direct, measurable costs and/or benefits for individuals, businesses, or local governments.

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*1/22/2007, 9:30:14 AM, Lead Analyst: Ricks, G.*

**Office of the Legislative Fiscal Analyst**