



House of Representatives *State of Utah*

UTAH STATE CAPITOL COMPLEX • 350 STATE CAPITOL
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February 28, 2013

Madam Speaker:

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 155**, FEDERAL LAW ENFORCEMENT AMENDMENTS, by Representative M. Noel, with the following amendments:

1. *Page 2, Line 30:*

- 30 • the offense is a violation of an enacted federal law that is not an assimilation of a state law and that is also consistent with the federal

2. *Page 2, Line 32:*

- 32 • there is an emergency, and state or local officers are not reasonably available , and the employee is acting under constitutional federal law that is not an assimilation of state law ;

3. *Page 2, Lines 37 through 38:*

- 37 ▶ provides that ~~{state and}~~ local law enforcement agencies may enter into agreements
- 38 with federal agencies, but with limited, rather than concurrent, authority , and provides that state authorities may enter into agreements with the consent of the local county sheriff ; and

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4. Page 6, Line 167:

167 Utah Administrative Rules, or county or municipal ordinances as a basis to stop,
detain, arrest . or cite

5. Page 6, Line 175:

175 as a basis to stop, detain, arrest . or cite persons for prosecution in the federal
criminal justice system, is not

6. Page 6, Lines 180 through 181:

180 (b) (i) the offense is an emergency {~~or~~} and poses an immediate risk of
bodily injury or
181 damage to property; {~~and~~}

7. Page 7, Line 183:

183 take action ; and
(iii)(A) the action is within the scope of the employee's or official's law
enforcement power under a federal law that is enacted and that is not an
assimilation of a state law or ordinance; and
(B) the authorizing federal law is consistent with the Constitution of the United
States .

8. Page 7, Line 188:

188 [(7)] (8) {~~State and local~~} (a) Local law enforcement agencies may enter
into agreements with

9. Page 7, Line 192:

(b) State law enforcement agencies may, with the consent of the local county
sheriff, enter into agreements as described in Subsection (8)(a), provided that the
agreements may not exceed a duration of two years.
192 [(8)] (9) {~~a~~} County sheriffs shall regularly review the duties and activities of

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federal

10. Page 7, Lines 196 through 197:

196 {~~(b) County sheriffs shall annually report to the county attorney or district~~
~~attorney of~~
197 ~~their jurisdiction the results of all reviews conducted under this Subsection [(8)]~~
~~(9).~~}

Respectfully,

Michael E. Noel
Committee Chair

Voting: 9-3-4

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