

# 1st Sub. H.B. 128

## ELECTRONIC DEVICE LOCATION AMENDMENTS

SENATE COMMITTEE AMENDMENTS

AMENDMENT 2

MARCH 6, 2014 12:46 PM

Senator **Mark B. Madsen** proposes the following amendments:

1. *Page 3, Lines 69 through 75*

*House Floor Amendments*

3-3-2014:

- 69           (2) A government entity may obtain location information without a warrant for an  
70 electronic device:  
71           (a) in accordance with Section [53-10-104.5](#);  
72           (b) if the device is reported stolen by the owner;  
73           (c) with the informed, affirmative consent of the owner or user of the electronic device;  
74           (d) in accordance with judicially recognized exceptions to warrant requirements; ~~{-or-}~~  
75           (e) if the owner has voluntarily and publicly disclosed the location information ~~;~~ or  
(f) if the device is state-owned or is being used by a state employee to access private data on the  
state network while conducting state business .

2. *Page 3, Lines 81 through 84*

*House Floor Amendments*

3-3-2014:

- 81           (1) Except as provided in Subsection (2), a government entity that executes a warrant  
82 pursuant to Subsection [77-23c-102](#)(1)(a) shall, within 14 days after the day on which the  
83 operation ~~{-commences-}~~ concludes , issue a notification to the owner of the electronic device specified  
in the  
84 warrant that states: