

1 IDENTIFICATION REQUEST AMENDMENTS

2 2019 GENERAL SESSION

3 STATE OF UTAH

4 Chief Sponsor: Karen Mayne

5 House Sponsor: Lee B. Perry

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7 LONG TITLE

8 General Description:

9 This bill relates to a peace officer's authority to stop and question a suspect of a crime.

10 Highlighted Provisions:

11 This bill:

12 ▶ modifies the type of information a peace officer may request from a suspect the  
13 officer stops to question about a crime; and

14 ▶ makes technical changes.

15 Money Appropriated in this Bill:

16 None

17 Other Special Clauses:

18 None

19 Utah Code Sections Affected:

20 AMENDS:

21 **76-8-301.5**, as enacted by Laws of Utah 2008, Chapter 293

22 **77-7-15**, as last amended by Laws of Utah 2018, Chapter 281

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

25 Section 1. Section **76-8-301.5** is amended to read:

26 **76-8-301.5. Failure to disclose identity.**

27 (1) A person is guilty of failure to disclose identity if during the period of time that the  
28 person is lawfully subjected to a stop as described in Section **77-7-15**:

29 (a) a peace officer demands that the person disclose the person's name or date of birth;

30 (b) the demand described in Subsection (1)(a) is reasonably related to the  
31 circumstances justifying the stop;

32 (c) the disclosure of the person's name or date of birth by the person does not present a  
33 reasonable danger of self-incrimination in the commission of a crime; and

34 (d) the person fails to disclose the person's name or date of birth.

35 (2) Failure to disclose identity is a class B misdemeanor.

36 Section 2. Section **77-7-15** is amended to read:

37 **77-7-15. Authority of peace officer to stop and question suspect -- Grounds.**

38 A peace officer may stop any [person] individual in a public place when the officer has  
39 a reasonable suspicion to believe the [person] individual has committed or is in the act of  
40 committing or is attempting to commit a public offense and may demand the [person's]  
41 individual's name, address, date of birth, and an explanation of the [person's] individual's  
42 actions.