

Michael K. McKell proposes the following substitute bill:

**Public Safety Amendments**

2025 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Casey Snider**

Senate Sponsor: Michael K. McKell

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**LONG TITLE**

**General Description:**

This bill addresses provisions related to public safety.

**Highlighted Provisions:**

This bill:

▸ enacts provisions requiring a law enforcement agency of a city that is the seat of government for a county of the first class to enter into an interagency agreement related to public safety concerns with the Department of Public Safety (the department) and repeals the provisions, subject to a review by an interim committee, on July 1, 2027;

▸ enacts provisions requiring a law enforcement agency that has entered into an interagency agreement with the department to submit a report to the Law Enforcement and Criminal Justice Interim Committee regarding the interagency agreement and repeals the provisions, subject to a review by an interim committee, on July 1, 2027;

▸ enacts provisions allowing the Division of Facilities Construction and Management to use eminent domain to condemn unincorporated property owned by a city that is the seat of government for a county of the first class in certain circumstances that are repealed on July 1, 2027;

▸ enacts provisions taking effect on July 1, 2026, related to procedures that are required to be undertaken by a law enforcement agency before the law enforcement agency may take an adverse decision regarding a law enforcement officer's employment; and

▸ makes technical and conforming changes.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

This bill provides a special effective date.

**Utah Code Sections Affected:**

29 AMENDS:

30 **63I-1-253 (Effective 05/07/25)**, as last amended by Laws of Utah 2024, Third Special  
31 Session, Chapter 5

32 **63I-2-263 (Effective 05/07/25)**, as last amended by Laws of Utah 2024, Third Special  
33 Session, Chapter 5

34 ENACTS:

35 **53-25-701 (Effective 07/01/26)**, Utah Code Annotated 1953

36 **53-25-702 (Effective 07/01/26)**, Utah Code Annotated 1953

37 **53-29-101 (Effective 05/07/25)**, Utah Code Annotated 1953

38 **53-29-102 (Effective 05/07/25)**, Utah Code Annotated 1953

39 **63A-5b-807 (Effective 05/07/25)**, Utah Code Annotated 1953

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

42 Section 1. Section **53-25-701** is enacted to read:

43 **Part 7. Law Enforcement Officer Employment Due Process**

44 **53-25-701 (Effective 07/01/26). Definitions.**

45 As used in this part:

46 (1) "Adverse employment decision" means a decision affecting a law enforcement officer's  
47 employment that could result in:

48 (a) reduction of rank;

49 (b) suspension without pay exceeding three days; or

50 (c) termination of employment.

51 (2) "Legal representative" means an attorney, who is licensed to practice law in this state.

52 (3) "Non-attorney advocate" means an individual who is not licensed to practice law in this  
53 state and whom a law enforcement officer selects to assist the law enforcement officer in  
54 any hearings related to the law enforcement officer's employment.

55 Section 2. Section **53-25-702** is enacted to read:

56 **53-25-702 (Effective 07/01/26). Notice of internal investigation -- Discovery --**  
57 **Right to counsel.**

58 (1) If a law enforcement officer is the subject of an internal investigation by the law  
59 enforcement agency that employs the law enforcement officer that could result in an  
60 adverse employment decision against the law enforcement officer, the law enforcement  
61 agency shall, at least 48 hours before any interview of the law enforcement officer  
62 related to the internal investigation:

- 63           (a) notify the law enforcement officer that the law enforcement officer is the subject of  
64           the internal investigation;
- 65           (b) provide the time and location for the interview; and
- 66           (c) notify the law enforcement officer that the law enforcement officer may bring a legal  
67           representative or non-attorney advocate to the interview to assist the law enforcement  
68           officer in the interview.
- 69       (2) During an internal investigation conducted regarding a law enforcement officer that  
70           could result in an adverse employment decision against the law enforcement officer, the  
71           law enforcement officer has the right to have a legal representative or a non-attorney  
72           advocate, paid for at the law enforcement officer's expense, who may be present during  
73           any interview of the law enforcement officer conducted during an internal investigation.
- 74       (3)(a) Before any disciplinary hearing may be held that could result in an adverse  
75           employment decision against a law enforcement officer, the law enforcement agency  
76           employing the law enforcement officer shall:
- 77               (i) provide any information and evidence to the law enforcement officer or, if  
78               applicable, the law enforcement officer's legal representative or non-attorney  
79               advocate; and
- 80               (ii) allow a reasonable time for the law enforcement officer and, if applicable, the law  
81               enforcement officer's legal representative or non-attorney advocate, to review the  
82               information and evidence.
- 83           (b) If a law enforcement agency fails to provide the required information and evidence  
84           described in Subsection (3)(a), the information or evidence may not be used against  
85           the law enforcement officer in the disciplinary hearing.
- 86       (4) At any disciplinary hearing that could result in an adverse employment decision against  
87           a law enforcement officer, the law enforcement officer or, if applicable, a legal  
88           representative or a non-attorney advocate of the law enforcement officer, paid for at the  
89           law enforcement officer's expense, has the right to:
- 90               (a) make opening and closing statements;
- 91               (b) if applicable, examine and cross-examine any witness; and
- 92               (c) introduce relevant evidence.
- 93       (5) For a law enforcement officer who has completed any employment probationary period,  
94           a law enforcement agency may only terminate the law enforcement officer's  
95           employment if the law enforcement agency has complied with the requirements of this  
96           section.

- 97 (6) This section does not:  
 98 (a) apply to the termination of employment of a law enforcement officer due to budget  
 99 constraints of the government entity that oversees the law enforcement agency that  
 100 employs the law enforcement officer; or  
 101 (b) limit the rights of a law enforcement officer under Title 17, Chapter 30, Deputy  
 102 Sheriffs - Merit System, Title 10, Chapter 3, Part 11, Personnel Rules and Benefits,  
 103 or Title 63A, Chapter 17, Part 3, Classification and Career Service, or any other  
 104 section of code.

105 Section 3. Section **53-29-101** is enacted to read:

106 **CHAPTER 29. DEPARTMENT INTERACTION WITH LOCAL LAW**

107 **ENFORCEMENT**

108 **53-29-101 (Effective 05/07/25). Definitions.**

109 As used in this chapter, "county of the first class" means a county that is classified by  
 110 population as a county of the first class under Section 17-50-501.

111 Section 4. Section **53-29-102** is enacted to read:

112 **53-29-102 (Effective 05/07/25). Public safety interagency agreement.**

- 113 (1) Subject to Subsection (2), by July 1, 2025, the law enforcement agency of a city that is  
 114 the seat of government for a county of the first class shall enter into a public safety  
 115 interagency agreement with the department that addresses how the law enforcement  
 116 agency and the department can improve public safety within the jurisdiction of the law  
 117 enforcement agency.
- 118 (2) The interagency agreement described in Subsection (1) shall include:
- 119 (a) at a minimum, terms that require the law enforcement agency to reimburse the  
 120 department for the department's expenses if the department deploys department  
 121 resources to effectuate the interagency agreement;
- 122 (b) if the agreement requires joint operations to be conducted between the department  
 123 and the law enforcement agency, the roles and responsibilities of the department and  
 124 the law enforcement agency in any joint operations;
- 125 (c) the parameters on any data shared under the agreement to assist in effectuating the  
 126 agreement;
- 127 (d) measures to ensure accountability and communication between the department and  
 128 the law enforcement agency; and

129 (e) accountability metrics to determine if public safety within the jurisdiction of the law  
 130 enforcement agency has improved.

131 (3) By November 1 of each year, a law enforcement agency that has entered into an  
 132 agreement under Subsection (1), shall make a presentation to the Law Enforcement and  
 133 Criminal Justice Interim Committee regarding:

134 (a) the terms of the interagency agreement;

135 (b) if available, any information regarding the implementation and operation of the  
 136 interagency agreement; and

137 (c) whether the law enforcement agency has successfully improved public safety within  
 138 the jurisdiction of the law enforcement agency.

139 Section 5. Section **63A-5b-807** is enacted to read:

140 **63A-5b-807 (Effective 05/07/25). Eminent domain of unincorporated city owned**  
 141 **land.**

142 (1) As used in this section:

143 (a) "County of the first class" means a county that is classified by population as a county  
 144 of the first class under Section 17-50-501.

145 (b) "Unincorporated land" means land that before January 1, 2025, was not within the  
 146 boundaries of a city.

147 (2) The division may exercise eminent domain, consistent with the procedures described in  
 148 Title 78B, Chapter 6, Part 5, Eminent Domain, to condemn unincorporated land for the  
 149 public use of constructing a new facility on the land for homelessness services provided  
 150 by, or under contract with, the state if the land is owned by a city that is the seat of  
 151 government for a county of the first class.

152 (3) The division may consult with the Department of Transportation for assistance in  
 153 performing the division's duties under Subsection (2).

154 Section 6. Section **63I-1-253** is amended to read:

155 **63I-1-253 (Effective 05/07/25). Repeal dates: Titles 53 through 53G.**

156 (1) Section 53-1-122, Road Rage Awareness and Prevention Restricted Account, is  
 157 repealed July 1, 2028.

158 (2) Section 53-2a-105, Emergency Management Administration Council created --  
 159 Function -- Composition -- Expenses, is repealed July 1, 2029.

160 (3) Section 53-2a-1103, Search and Rescue Advisory Board -- Members -- Compensation,  
 161 is repealed July 1, 2027.

162 (4) Section 53-2a-1104, General duties of the Search and Rescue Advisory Board, is

- 163 repealed July 1, 2027.
- 164 (5) Title 53, Chapter 2a, Part 15, Grid Resilience Committee, is repealed July 1, 2027.
- 165 (6) Section 53-2d-104, State Emergency Medical Services Committee -- Membership --  
166 Expenses, is repealed July 1, 2029.
- 167 (7) Section 53-2d-703, Volunteer Emergency Medical Service Personnel Health Insurance  
168 Program -- Creation -- Administration -- Eligibility -- Benefits -- Rulemaking --  
169 Advisory board, is repealed July 1, 2027.
- 170 (8) Section 53-5-703, Board -- Membership -- Compensation -- Terms -- Duties, is repealed  
171 July 1, 2029.
- 172 (9) Section 53-11-104, Board, is repealed July 1, 2029.
- 173 (10) Section 53-22-104.1, School Security Task Force -- Membership -- Duties -- Per diem  
174 -- Report -- Expiration, is repealed December 31, 2025.
- 175 (11) Section 53-22-104.2, The School Security Task Force -- Education Advisory Board, is  
176 repealed December 31, 2025.
- 177 (12) Title 53, Chapter 29, Department Interaction With Local Law Enforcement, is repealed  
178 July 1, 2027.
- 179 [~~(12)~~] (13) Subsection 53B-1-301(1)(j), regarding the Higher Education and Corrections  
180 Council, is repealed July 1, 2027.
- 181 [~~(13)~~] (14) Section 53B-7-709, Five-year performance goals, is repealed July 1, 2027.
- 182 [~~(14)~~] (15) Title 53B, Chapter 8a, Part 3, Education Savings Incentive Program, is repealed  
183 July 1, 2028.
- 184 [~~(15)~~] (16) Title 53B, Chapter 17, Part 11, USTAR Researchers, is repealed July 1, 2028.
- 185 [~~(16)~~] (17) Section 53B-17-1203, SafeUT and School Safety Commission established --  
186 Members, is repealed January 1, 2030.
- 187 [~~(17)~~] (18) Title 53B, Chapter 18, Part 16, USTAR Researchers, is repealed July 1, 2028.
- 188 [~~(18)~~] (19) Title 53B, Chapter 18, Part 17, Food Security Council, is repealed July 1, 2027.
- 189 [~~(19)~~] (20) Title 53B, Chapter 18, Part 18, Electrification of Transportation Infrastructure  
190 Research Center, is repealed July 1, 2028.
- 191 [~~(20)~~] (21) Title 53B, Chapter 35, Higher Education and Corrections Council, is repealed  
192 July 1, 2027.
- 193 [~~(21)~~] (22) Subsection 53C-3-203(4)(b)(vii), regarding the distribution of money from the  
194 Land Exchange Distribution Account to the Geological Survey for test wells and other  
195 hydrologic studies in the West Desert, is repealed July 1, 2030.
- 196 [~~(22)~~] (23) Subsection 53E-1-201(1)(q), regarding the Higher Education and Corrections

197 Council, is repealed July 1, 2027.

198 [~~(23)~~] (24) Subsection 53E-2-304(6), regarding foreclosing a private right of action or  
 199 waiver of governmental immunity, is repealed July 1, 2027.

200 [~~(24)~~] (25) Subsection 53E-3-503(5), regarding coordinating councils for youth in care, is  
 201 repealed July 1, 2027.

202 [~~(25)~~] (26) Subsection 53E-3-503(6), regarding coordinating councils for youth in care, is  
 203 repealed July 1, 2027.

204 [~~(26)~~] (27) Subsection 53E-4-202(8)(b), regarding a standards review committee, is repealed  
 205 January 1, 2028.

206 [~~(27)~~] (28) Section 53E-4-203, Standards review committee, is repealed January 1, 2028.

207 [~~(28)~~] (29) Title 53E, Chapter 6, Part 5, Utah Professional Practices Advisory Commission,  
 208 is repealed July 1, 2033.

209 [~~(29)~~] (30) Subsection 53E-7-207(7), regarding a private right of action or waiver of  
 210 governmental immunity, is repealed July 1, 2027.

211 [~~(30)~~] (31) Section 53F-2-420, Intensive Services Special Education Pilot Program, is  
 212 repealed July 1, 2024.

213 [~~(31)~~] (32) Section 53F-5-214, Grant for professional learning, is repealed July 1, 2025.

214 [~~(32)~~] (33) Section 53F-5-215, Elementary teacher preparation grant, is repealed July 1,  
 215 2025.

216 [~~(33)~~] (34) Section 53F-5-219, Local Innovations Civics Education Pilot Program, is  
 217 repealed July 1, 2025.

218 [~~(34)~~] (35) Title 53F, Chapter 10, Part 2, Capital Projects Evaluation Panel, is repealed July  
 219 1, 2027.

220 [~~(35)~~] (36) Subsection 53G-4-608(2)(b), regarding the Utah Seismic Safety Commission, is  
 221 repealed January 1, 2025.

222 [~~(36)~~] (37) Subsection 53G-4-608(4)(b), regarding the Utah Seismic Safety Commission, is  
 223 repealed January 1, 2025.

224 [~~(37)~~] (38) Section 53G-9-212, Drinking water quality in schools, is repealed July 1, 2027.

225 Section 7. Section **63I-2-263** is amended to read:

226 **63I-2-263 (Effective 05/07/25). Repeal dates: Titles 63A through 63O.**

227 (1) Title 63A, Chapter 2, Part 5, Educational Interpretation and Translation Services  
 228 Procurement Advisory Council is repealed July 1, 2025.

229 (2) Section 63A-5b-807, Eminent domain of unincorporated city owned land, is repealed  
 230 January 1, 2027.

- 231 [~~(2)~~] (3) Section 63A-17-806, Definitions -- Infant at Work Pilot Program -- Administration  
232 -- Report, is repealed June 30, 2026.
- 233 [~~(3)~~] (4) Section 63C-1-103, Appointment and terms of boards, committees, councils, and  
234 commissions transitioning on October 1, 2024, or December 31, 2024, is repealed July  
235 1, 2025.
- 236 [~~(4)~~] (5) Section 63C-1-104, Appointment and terms of boards transitioning on October 1,  
237 2024, is repealed January 1, 2025.
- 238 [~~(5)~~] (6) Title 63C, Chapter 29, Domestic Violence Data Task Force, is repealed October 1,  
239 2024.
- 240 [~~(6)~~] (7) Subsection 63G-6a-802(1)(e), regarding a procurement for a presidential debate, is  
241 repealed January 1, 2025.
- 242 [~~(7)~~] (8) Subsection 63G-6a-802(3)(b)(iii), regarding a procurement for a presidential  
243 debate, is repealed January 1, 2025.
- 244 [~~(8)~~] (9) Subsection 63H-7a-403(2)(b), regarding the charge to maintain the public safety  
245 communications network, is repealed July 1, 2033.
- 246 [~~(9)~~] (10) Subsection 63J-1-602.2(47), regarding appropriations to the State Tax  
247 Commission for deferral reimbursements, is repealed July 1, 2027.
- 248 [~~(10)~~] (11) Section 63M-7-221, Expungement working group, is repealed April 30, 2025.
- 249 [~~(11)~~] (12) Section 63M-7-504, Crime Victim Reparations and Assistance Board --  
250 Members, is repealed December 31, 2024.
- 251 [~~(12)~~] (13) Section 63M-7-505, Board and office within Commission on Criminal and  
252 Juvenile Justice, is repealed December 31, 2024.
- 253 [~~(13)~~] (14) Title 63M, Chapter 7, Part 6, Utah Council on Victims of Crime, is repealed  
254 December 31, 2024.
- 255 [~~(14)~~] (15) Subsection 63N-2-213(12)(a), regarding claiming a tax credit in the same taxable  
256 year as the targeted business income tax credit, is repealed December 31, 2024.
- 257 [~~(15)~~] (16) Title 63N, Chapter 2, Part 3, Targeted Business Income Tax Credit in an  
258 Enterprise Zone, is repealed December 31, 2024.
- 259 Section 8. **Effective Date.**
- 260 (1) Except as provided in Subsection (2), this bill takes effect May 7, 2025.
- 261 (2) The actions affecting the following sections take effect on July 1, 2026:
- 262 (a) Section 53-25-702 (Effective 07/01/26); and
- 263 (b) Section 53-25-701 (Effective 07/01/26).