



UTAH STATE SENATE

319 STATE CAPITOL • SALT LAKE CITY, UTAH 84114 • (801) 538-1035

February 19, 1999

Mr. President:

The Judiciary Committee reports a favorable recommendation on **S.B. 148, PRIVACY OF FINANCIAL RECORDS**, by Senator K. Hale, with the following amendments:

1. Page 1, Line 15: After line 15 insert:
"78-27-49, as enacted by Chapter 143, Laws of Utah 1977"
2. Page 8, Line 244: After line 244 insert:
"Section 6. Section 78-27-49 is amended to read:
78-27-49. Financial information privacy -- Admissibility of information restricted.
[No information] (1) Information obtained directly or indirectly from a financial institution in violation of [the provisions of this act shall] Sections 78-27-45 through 78-27-47 may not be admissible in any court of this state against the person entitled to notice.
(2) This section does not apply in any action:
(a) between the financial institution and the person otherwise entitled to notice; or [in any action]
(b) in which it is claimed that the financial institution has been the victim of fraud, embezzlement or any other criminal act committed by the person otherwise entitled to notice."
Re-number remaining sections accordingly.
3. Page 9, Line 248: After "through" delete "78-27-50" and insert "78-27-47"
4. Page 10, Line 285: After "obtains a" delete "protected"

Respectfully,

Terry Spencer
Committee Chair

Voting: 4-0-2

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Bill Number

Action Class

Action Code

SB0148

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