

**ACCESS TO CRIME VICTIM'S MEDICAL RECORDS**

2010 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Jon J. Greiner**

House Sponsor: Curtis Oda

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**LONG TITLE**

**General Description:**

This bill inserts a definition for law enforcement official into the statute on photographing injuries to a child for an investigation.

**Highlighted Provisions:**

This bill:

- ▶ inserts a definition for law enforcement official into the statute allowing for photographs of trauma and injuries to a child for medical and investigational purposes; and
- ▶ makes technical corrections.

**Monies Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

**AMENDS:**

**62A-4a-406**, as last amended by Laws of Utah 2008, Chapter 299

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

Section 1. Section **62A-4a-406** is amended to read:

**62A-4a-406. Photographs.**



- 28           (1) As used in this section, "law enforcement official" includes:  
29           (a) a district attorney, deputy district attorney, county attorney, or deputy county  
30 attorney;  
31           (b) the attorney general or an assistant attorney general designated as a criminal  
32 prosecutor; or  
33           (c) a city attorney or a deputy city attorney designated as a criminal prosecutor.  
34           ~~(1)~~ (2) Any physician, surgeon, medical examiner, peace officer, law enforcement  
35 official, or public health officer or official may take photographs of the areas of trauma visible  
36 on a child and, if medically indicated, perform radiological examinations.  
37           ~~(2)~~ (3) Photographs may be taken of the premises or of objects relevant to a reported  
38 circumstance of abuse or neglect.  
39           ~~(3)~~ (4) Photographs or X-rays, and all other medical records pertinent to an  
40 investigation for abuse or neglect shall be made available to the division, law enforcement  
41 officials, and the court.

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**Legislative Review Note**  
**as of 2-15-10 12:27 PM**

**Office of Legislative Research and General Counsel**

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**S.B. 206 - Access to Crime Victim's Medical Records**

**Fiscal Note**

2010 General Session  
State of Utah

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**State Impact**

Enactment of this bill will not require additional appropriations.

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**Individual, Business and/or Local Impact**

Enactment of this bill likely will not result in direct, measurable costs and/or benefits for individuals, businesses, or local governments.

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