

1st Sub. S.B. 138
DRIVER LICENSE QUALIFICATION AMENDMENTS

Senator **Curtis S. Bramble** proposes the following amendments:

1. *Page 1, Lines 20 through 24:*

- 20 ▶ requires the Bureau of Criminal Identification to:
- 21 • compare driving privilege card applicant or cardholder fingerprints with certain
- 22 criminal databases and make certain notifications ; and
- 23 • maintain a separate file of driving privilege applicant and cardholder
- 24 fingerprints and make certain notifications when new entries are made on a person's file ;

2. *Page 11, Lines 322 through 326:*

- 322 (3) The Bureau of Criminal Identification shall :
- (a) check the information submitted by the
- 323 division for a person under Subsection (2) against the applicable state and regional criminal
- 324 records databases ; and
- (b) notify:
- (i) the federal Immigration and Customs Enforcement Agency of the United States Department of
- Homeland Security if the person has a felony in the person's criminal history record; or
- (ii) the law enforcement agency that is directed to execute a warrant of arrest if an outstanding
- warrant of arrest has been issued against the person .
- 325 (4) (a) The Bureau of Criminal Identification shall maintain a separate file of fingerprints
- 326 submitted under Subsection (2) and notify the following persons when a new entry is made in the
- applicable state and regional database against a person whose fingerprints are held in the file:
- (i) the federal Immigration and Customs Enforcement Agency of the United States Department of
- Homeland Security if the person is involved in an arrest under state law involving a felony; or
- (ii) the law enforcement agency that is directed to execute a warrant of arrest if an outstanding
- warrant of arrest is issued against the person .
- (b) Upon request of the agency described in Subsection (4)(a)(i), the Bureau of Criminal
- Identification shall inform the agency whether a person whose arrest was reported under Subsection
- (4)(a)(i) was subsequently convicted of the charge for which the person was arrested.

3. *Page 13, Lines 385 through 388:*

- 385 (15) check certain criminal records databases for information regarding driving
- 386 privilege card applicants or cardholders and maintain a separate file of fingerprints for driving

387 privilege applicants and cardholders **and inform the federal Immigration and Customs Enforcement**
Agency of the United States Department of Homeland Security or law enforcement agencies when new
entries are made in accordance with the requirements of Section
388 53-3-205.5.