

H.B. 282

CRIMINAL OFFENSE AMENDMENTS

HOUSE FLOOR AMENDMENTS

AMENDMENT 1

FEBRUARY 9, 2012 12:34 PM

Representative **Paul Ray** proposes the following amendments:

1. *Page 1, Lines 19 through 20:*

19 Other Special Clauses:

20 ~~{None}~~ **This bill coordinates with H.B. 17 by providing technical amendments.**

2. *Page 5, Line 131:*

131 (c) **(i)** For purposes of this Subsection (2) ~~{only}~~ **and Subsection 77-27-21.5(1)(n)**, a plea
of guilty or nolo contendere to a

3. *Page 5, Lines 133 through 135:*

133 Abeyance, is the equivalent of a conviction .

(ii) This Subsection (2)(c) also applies if the charge under this Subsection(2) has been subsequently reduced or dismissed in accordance with the plea in abeyance agreement .

134 ~~{ (d) Subsection (2)(a) also applies if the charge has been subsequently reduced or~~

135 ~~dismissed in accordance with the plea in abeyance agreement. }~~

4. *Page 6, Line 158:*

158 (3) Sexual battery is a class A misdemeanor.

(4) For purposes of Subsection 77-27-21.5(1)(n) only, a plea of guilty or nolo contendere to a charge under this section that is held in abeyance under Title 77, Chapter 2a, Pleas in Abeyance, is the equivalent of a conviction . This Subsection (4) also applies if the charge under this section has been subsequently reduced or dismissed in accordance with the plea in abeyance agreement.

5. *Page 25, Line 768:*

768 (45) "Without merit" is as defined in Section 62A-4a-101.

Section 8. Coordination clauses - Coordinating H.B. 282 and H.B. 17 -- Merging technical amendments.

If this H.B. 282 and HB 17, Sex Offender Registry Chapter, both pass and become law, the Legislature intends that:

(1) the cross-reference change in Subsection 77-27-21.5(1)(n)(i)(R) in this H.B. 282 be made to Subsection 77-41-102(14)(a)(xviii) in HB 17;

(2) the cross-reference change in Subsection 77-27-21.5(1)(n)(i)(S) in this H.B. 282 be made to Subsection 77-41-102(14)(a)(xix) in HB 17;

(3) the cross-reference change in Subsection 77-27-21.5(1)(n)(i)(T) in this H.B. 282 be made to Subsection 77-41-102(14)(a)(xx) in HB 17; and

(4) the Office of Legislative Research and General Counsel make these changes when preparing the Utah Code database for publication.

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