

**BUREAU OF CRIMINAL IDENTIFICATION AMENDMENTS**

2013 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Lee B. Perry**

Senate Sponsor: \_\_\_\_\_

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**LONG TITLE**

**General Description:**

This bill amends the duties of the Bureau of Criminal Identification within the Department of Public Safety.

**Highlighted Provisions:**

This bill:

► requires the Bureau of Criminal Identification to make certain information relating to whether a person may possess a firearm available through computerized inquiry to a criminal justice agency.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

This bill takes effect on January 1, 2014.

**Utah Code Sections Affected:**

AMENDS:

**53-10-202**, as last amended by Laws of Utah 2011, Chapter 428

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

Section 1. Section **53-10-202** is amended to read:

**53-10-202. Criminal identification -- Duties of bureau.**

The bureau shall:



- 28 (1) procure and file information relating to identification and activities of persons who:  
29 (a) are fugitives from justice;  
30 (b) are wanted or missing;  
31 (c) have been arrested for or convicted of a crime under the laws of any state or nation;  
32 and  
33 (d) are believed to be involved in racketeering, organized crime, or a dangerous  
34 offense;
- 35 (2) establish a statewide uniform crime reporting system that shall include:  
36 (a) statistics concerning general categories of criminal activities;  
37 (b) statistics concerning crimes that exhibit evidence of prejudice based on race,  
38 religion, ancestry, national origin, ethnicity, or other categories that the division finds  
39 appropriate; and  
40 (c) other statistics as required by the Federal Bureau of Investigation;
- 41 (3) make a complete and systematic record and index of the information obtained  
42 under this part;
- 43 (4) subject to the restrictions in this part, establish policy concerning the use and  
44 dissemination of data obtained under this part;
- 45 (5) publish an annual report concerning the extent, fluctuation, distribution, and nature  
46 of crime in Utah;
- 47 (6) establish a statewide central register for the identification and location of missing  
48 persons, which may include:  
49 (a) identifying data including fingerprints of each missing person;  
50 (b) identifying data of any missing person who is reported as missing to a law  
51 enforcement agency having jurisdiction;  
52 (c) dates and circumstances of any persons requesting or receiving information from  
53 the register; and  
54 (d) any other information, including blood types and photographs found necessary in  
55 furthering the purposes of this part;
- 56 (7) publish a quarterly directory of missing persons for distribution to persons or  
57 entities likely to be instrumental in the identification and location of missing persons;
- 58 (8) list the name of every missing person with the appropriate nationally maintained

59 missing persons lists;

60 (9) establish and operate a 24-hour communication network for reports of missing  
61 persons and reports of sightings of missing persons;

62 (10) coordinate with the National Center for Missing and Exploited Children and other  
63 agencies to facilitate the identification and location of missing persons and the identification of  
64 unidentified persons and bodies;

65 (11) receive information regarding missing persons, as provided in Sections 26-2-27  
66 and 53A-11-502, and stolen vehicles, vessels, and outboard motors, as provided in Section  
67 41-1a-1401;

68 (12) adopt systems of identification, including the fingerprint system, to be used by the  
69 division to facilitate law enforcement;

70 (13) assign a distinguishing number or mark of identification to any pistol or revolver,  
71 as provided in Section 76-10-520;

72 (14) check certain criminal records databases for information regarding motor vehicle  
73 salesperson applicants, maintain a separate file of fingerprints for motor vehicle salespersons,  
74 and inform the Motor Vehicle Enforcement Division when new entries are made for certain  
75 criminal offenses for motor vehicle salespersons in accordance with the requirements of  
76 Section 41-3-205.5; ~~and~~

77 (15) check certain criminal records databases for information regarding driving  
78 privilege card applicants or cardholders and maintain a separate file of fingerprints for driving  
79 privilege applicants and cardholders and inform the federal Immigration and Customs  
80 Enforcement Agency of the United States Department of Homeland Security or law  
81 enforcement agencies when new entries are made in accordance with the requirements of  
82 Section 53-3-205.5~~[-]; and~~

83 (16) make information contained in files created or maintained by the bureau,  
84 regarding whether a person is restricted from possessing a firearm under state or federal law,  
85 available in response to a computerized inquiry conducted by a criminal justice agency for the  
86 administration of criminal justice.

87 Section 2. **Effective date.**

88 This bill takes effect on January 1, 2014.

**Legislative Review Note**  
**as of 3-4-13 5:08 PM**

**Office of Legislative Research and General Counsel**