

H.B. 121

FIREARMS SAFE HARBOR

Representative **Dixon M. Pitcher** proposes the following amendments:

1. *Page 3, Lines 61 through 66:*

61 (1) (a) An owner cohabitant may voluntarily commit a firearm to a law enforcement
62 agency for safekeeping if the owner cohabitant believes that another cohabitant is an immediate
63 threat to:

64 ~~{(a)}~~ (i) himself or herself;
65 ~~{(b)}~~ (ii) the owner cohabitant; or
66 ~~{(c)}~~ (iii) any other person.

(b) A law enforcement agency may not hold a firearm under this section if the law enforcement agency obtains the firearm in a manner other than the owner cohabitant voluntarily presenting, of his or her own free will, the firearm to the law enforcement agency at the agency's office.

2. *Page 3, Line 88:*

88 other cohabitant.

(5) Notwithstanding an ordinance or policy to the contrary adopted in accordance with 63G-2-701, a law enforcement agency shall destroy a record created under Subsection (2), Subsection 53-5c-202(4)(b)(iii), or any other record created in the application of this chapter no later than five days after:

(a) returning a firearm in accordance with Subsection (2)(d); or

(b) appropriating, selling, or destroying the firearm in accordance with Section 53-5c-202.

3. *Page 3, Line 89 through Page 4, Line 91:*

89 ~~{(5)}~~ (6) Unless otherwise provided, the provisions of Title 77, Chapter 24, Dispo⁹⁰ of
Property Received by Peace Officer, do not apply to a firearm received by a law enforcement
91 agency in accordance with this chapter.

(7) A law enforcement agency shall adopt a policy for the safekeeping of a firearm held in accordance with this chapter.

4. *Page 4, Line 119:*

119 (b) ~~{The}~~ Except as provided in Section 53-5c-201, the law enforcement agency shall return
a firearm to a person other than an owner