

**COLD CASE DATABASE**

2018 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Todd Weiler**

House Sponsor: Michael K. McKell

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**LONG TITLE**

**General Description:**

This bill requires that the Department of Public Safety develop and maintain a database of cold cases.

**Highlighted Provisions:**

This bill:

- ▶ defines "cold case";
- ▶ requires the Criminal Investigations and Technical Services Division to develop and maintain a secure database of certain unsolved crimes and missing persons investigations;
- ▶ allows the division to determine what information to collect, maintain, and allow the public to access by rule; and
- ▶ makes technical and conforming corrections.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

**H→ [None] This bill has a special effective date. ←H**

**Utah Code Sections Affected:**

AMENDS:

**53-10-104**, as last amended by Laws of Utah 2006, Chapter 137

ENACTS:

S.B. 160



59 (16) comply with the requirements of Sections 72-10-602 and 72-10-603[-]; and  
60 (17) develop and maintain a secure database of cold cases within the Utah Criminal  
61 Justice Information System pursuant to Section 53-10-115.

62 Section 2. Section **53-10-115** is enacted to read:

63 **53-10-115. Cold case database.**

64 (1) As used in this section, "cold case" means an investigation into any crime listed in  
65 Subsections 76-1-301(2)(a) through (g), or regarding a missing person, that remains unsolved  
66 at least three years after the crime occurred or the individual went missing.

67 (2) The division shall develop a secure database within the Utah Criminal Justice  
68 Information System that contains information related to each cold case that is open in any  
69 jurisdiction in the state.

70 (3) The division shall adopt rules in accordance with Title 63G, Chapter 3, Utah  
71 Administrative Rulemaking Act, to specify:

72 (a) the information to be collected and maintained in the database; and

73 (b) what information may be accessed by the public.

74 (4) Each law enforcement agency in the state shall provide the information required by  
75 the division for inclusion in the database for each open investigation. The law enforcement  
76 agency shall maintain the physical evidence and investigation file for each case unless  
77 otherwise agreed to by the law enforcement agency and the division.

78 (5) The division shall maintain the information on a cold case indefinitely.

78a **Ĥ→ Section 3. Effective Date.**

78b **This bill takes effect July 1, 2018. ←Ĥ**

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**Legislative Review Note**  
**Office of Legislative Research and General Counsel**