

59 identification, individualization, and evaluation of physical evidence by application of the
60 natural sciences in law-science matters.]

61 ~~[(9)]~~ (8) "Criminal justice agency" means courts or a government agency or
62 subdivision of a government agency that administers criminal justice under a statute, executive
63 order, or local ordinance and that allocates greater than 50% of its annual budget to the
64 administration of criminal justice.

65 (9) "Criminalist" means the scientific discipline directed to the recognition,
66 identification, individualization, and evaluation of physical evidence by application of the
67 natural sciences in law-science matters.

68 (10) "Department" means the Department of Public Safety.

69 (11) "Director" means the division director appointed under Section 53-10-103.

70 (12) "Division" means the Criminal Investigations and Technical Services Division
71 created in Section 53-10-103.

72 (13) "Executive order" means an order of the president of the United States or the chief
73 executive of a state that has the force of law and that is published in a manner permitting
74 regular public access to it.

75 (14) "Forensic" means dealing with the application of scientific knowledge relating to
76 criminal evidence.

77 (15) "Mental defective" means an individual who, by a ~~H~~→ district ←~~H~~ court,
77a ~~H~~→ [board, commission, or
78 other lawful authority] as a result of marked subnormal intelligence, or mental illness,
78a incompetency, condition, or disease, ←~~H~~ is found:

79 (a) to be a danger to himself or herself or others;

80 (b) to lack the mental capacity to contract or manage the individual's own affairs;

81 (c) to be incompetent by a court in a criminal case; or

82 (d) to be incompetent to stand trial or found not guilty by reason or lack of mental
83 responsibility.

84 ~~[(15)]~~ (16) "Missing child" means any person under the age of 18 years who is missing
85 from the person's home environment or a temporary placement facility for any reason and
86 whose location cannot be determined by the person responsible for the child's care.

87 ~~[(16)]~~ (17) "Missing person" is as defined in Section 26-2-27.

88 ~~[(17)]~~ (18) "Pathogens" means disease-causing agents.

89 ~~[(18)]~~ (19) "Physical evidence" means something submitted to the bureau to determine

152 ~~[(h)]~~ (viii) finding of mental incompetence to stand trial ~~[for a violation of:]; and~~

153 ~~[(i) a felony offense;]~~

154 ~~[(ii) Title 76, Chapter 5, Offenses Against the Person; or]~~

155 ~~[(iii) Title 76, Chapter 10, Part 5, Weapons; or]~~

156 ~~[(i)]~~ (ix) probations granted; ~~[and]~~

157 ~~[(2)]~~ (b) orders of civil commitment under the terms of Section 62A-15-631;

158 ~~[(3)]~~ (c) the issuance, recall, cancellation, or modification of all warrants of arrest or

159 commitment as described in Rule 6, Utah Rules of Criminal Procedure and Section 78B-6-303,

160 within one day of the action and in a manner provided by the division; and

161 ~~[(4)]~~ (d) protective orders issued after notice and hearing, pursuant to:

162 ~~[(a)]~~ (i) Title 77, Chapter 36, Cohabitant Abuse Procedures Act; or

163 ~~[(b)]~~ (ii) Title 78B, Chapter 7, Part 1, Cohabitant Abuse Act.

164 (2) The court in the county where a determination or finding was made shall transmit a

165 record of the determination or finding to the bureau no later than 48 hours after ~~§~~ **→ [receiving**

166 **notice] the determination is made ~~←§~~** , excluding Saturdays, Sundays, and legal holidays, if an

166a individual is:

167 (a) adjudicated as a mental defective; or

168 (b) involuntarily committed to a mental institution in accordance with Section 62A-15-

169 631 ~~§~~ **→ (16) ←§** .

170 (3) The record described in Subsection (2) shall include:

171 (a) an agency record identifier;

172 (b) the individual's name, sex, race, and date of birth; and

173 (c) the individual's social security number, government issued driver license or

174 identification number, alien registration number, government passport number, state

175 identification number, or FBI number.

176 Section 4. Section **53-10-213** is enacted to read:

177 **53-10-213. Reporting Requirements.**

178 (1) The bureau shall submit the record received from the court in accordance with

179 Subsection 78B-7-106(5)(e) to the National Crime Information Center within 48 hours of

180 receipt, excluding Saturdays, Sundays, and legal holidays.

181 (2) The bureau shall submit the record received from the court in accordance with

182 Subsection 53-10-208.1(2) to the National Instant Criminal Background Check System within