February 12, 2019

Mr. Speaker,

The Judiciary Committee recommends H.B. 57, ELECTRONIC INFORMATION OR DATA PRIVACY, by Representative C. Hall, be replaced and reports a favorable recommendation on 3rd Sub. H.B. 57, ELECTRONIC INFORMATION OR DATA PRIVACY with the following amendments:

1. Page 4, Lines 98 through 100:

98 (ii) is {incidentally} collected as part of an effort to obtain the location information,

99 stored data, transmitted data of an electronic device, or electronic information or data provided

100 by a remote computing service provider that is the subject of the warrant in Subsection (1)(a).

2. Page 8, Lines 238 through 242:

238 77-23c-105. Exclusion of records.

239 All electronic information or data and records of a provider of an electronic communications service or remote computing service pertaining to a subscriber or customer

240 that are obtained in violation of the provisions of this chapter shall be excluded subject to the rules governing exclusion as if the records

242 were obtained in violation of the Fourth Amendment to the United States Constitution and

Respectfully,

Karianne Lisonbee
Chair

Voting: 9-0-3

5 HB0057.HC1.wpd 2/12/19 4:31 pm jwade/JTW JC1/JTW