

**USE OF FORCE AMENDMENTS**

2021 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Daniel W. Thatcher**

House Sponsor: Sandra Hollins

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**LONG TITLE**

**General Description:**

This bill addresses statewide use of force standards for peace officers.

**Highlighted Provisions:**

This bill:

- ▶ requires the Peace Officer Standards and Training Council to establish statewide minimum use of force standards and consider changes to the standards based on an annual review; and

- ▶ requires peace officers and law enforcement agencies to comply with and enforce the statewide minimum use of force standards.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**53-6-107**, as last amended by Laws of Utah 2020, Chapter 35

ENACTS:

**53-6-109**, Utah Code Annotated 1953

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



28 Section 1. Section **53-6-107** is amended to read:

29 **53-6-107. General duties of council.**

30 (1) The council shall:

31 (a) advise the director regarding:

32 (i) the approval, certification, or revocation of certification of any certified academy  
33 established in the state;

34 (ii) minimum courses of study, attendance requirements, and the equipment and  
35 facilities to be required at a certified academy;

36 (iii) minimum qualifications for instructors at a certified academy;

37 (iv) the minimum basic training requirements that peace officers shall complete before  
38 receiving certification;

39 (v) the minimum basic training requirements that dispatchers shall complete before  
40 receiving certification; and

41 (vi) categories or classifications of advanced in-service training programs and  
42 minimum courses of study and attendance requirements for the categories or classifications;

43 (b) recommend that studies, surveys, or reports, or all of them be made by the director  
44 concerning the implementation of the objectives and purposes of this chapter;

45 (c) make recommendations and reports to the commissioner and governor from time to  
46 time;

47 ~~[(d) perform other acts as necessary to carry out the duties of the council in this  
48 chapter; and]~~

49 ~~[(e)]~~ (d) choose from the sanctions to be imposed against certified peace officers as  
50 provided in Section [53-6-211](#), and dispatchers as provided in Section [53-6-309](#)~~[-];~~

51 (e) establish minimum use of force standards for all peace officers in the state and  
52 annually review and update the standards based on the most current information and best  
53 practices; and

54 (f) perform other acts as necessary to carry out the duties of the council in this chapter.

55 (2) The council may approve special function officers for membership in the Public  
56 Safety Retirement System in accordance with Sections [49-14-201](#) and [49-15-201](#).

57 Section 2. Section **53-6-109** is enacted to read:

58 **53-6-109. Mandatory compliance with minimum use of force standards.**

59            Peace officers and the agencies that employ peace officers shall comply with, and  
60 enforce compliance with, the minimum use of force standards described in Subsection  
61 [53-6-107\(1\)\(e\)](#).