

SB0156S02 compared with SB0156S01

~~{deleted text}~~ shows text that was in SB0156S01 but was deleted in SB0156S02.

inserted text shows text that was not in SB0156S01 but was inserted into SB0156S02.

DISCLAIMER: This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Senator Gene Davis proposes the following substitute bill:

CRIMINAL OFFENSE AMENDMENTS

2021 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Gene Davis

House Sponsor: _____

LONG TITLE

General Description:

This bill ~~{creates the offense of delivered package theft}~~ addresses offenses against property.

Highlighted Provisions:

This bill:

- ▶ ~~{creates the offense of delivered package theft, and imposes penalties}~~ expands, in relation to offenses against property, the definition of the postal service to include private common mail carriers.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

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Utah Code Sections Affected:

~~{ENACTS}~~ AMENDS:

~~{76-6-1003.1}~~ 76-6-1001, as last amended by Laws of Utah ~~{Code Annotated~~
~~1953}~~ 2020, Chapter 223

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

Section 1. Section 76-6-1001 is amended to read:

76-6-1001. Definitions.

As used in this part:

- (1) "Common mail carrier" means a person engaged in or transacting the business of collecting, transporting, or delivering mail, other than the United States Postal Service.
- (2) "Key" means any instrument used by the postal service and postal customer, and which is designed to operate the lock on a mail receptacle.
- (3) "Mail" means any letter, card, parcel, or other material, along with its contents, that:
 - (a) has postage affixed by the postal customer or postal service;
 - (b) has been accepted for delivery by the postal service;
 - (c) the postal customer leaves for collection by the postal service; or
 - (d) the postal service delivers to the postal customer.
- (4) "Mail receptacle" means a mail box, post office box, rural box, or any place or area intended or used by postal customers or a postal service for the collection or delivery of mail.
- (5) "Personal identifying information" means the same as that term is defined in Section 76-6-1102.
- (6) "Postage" means a postal service stamp, permit imprint, meter strip, or other indication of either prepayment for postal service provided or authorization by the postal service for collection and delivery of mail.
- (7) "Postal service" means the United States Postal Service ~~[and any]~~ or a private common mail carrier.

~~{~~ Section 1. Section 76-6-1003.1 is enacted to read:

~~_____~~ 76-6-1003.1. Delivered package theft.

~~_____~~ (1) As used in this section:

~~_____~~ (a) "Dwelling" means the same as that term is defined in Section 76-6-201.

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~~(b) (i) "Delivered package" means a package, parcel, envelope, or other item and its contents that has been delivered to a dwelling by a delivery service, delivery person, common mail carrier, or the United States Postal Service.~~

~~(ii) "Delivered package" includes mail as defined in Section 76-6-1001.~~

~~(2) An individual commits the crime of delivered package theft if the individual knowingly, and with the intent to deprive another:~~

~~(a) takes, destroys, hides, or embezzles a delivered package from the porch, steps, or the vicinity of any entrance or exit of a dwelling; or~~

~~(b) obtains by fraud or deception a delivered package from the porch, steps, or the vicinity of any entrance or exit of a dwelling.~~

~~(3) Delivered package theft is a third degree felony.~~

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