

243 ~~[(f)]~~ (vi) has been previously convicted of an offense under Subsection ~~[(7)(d) or (e)]~~
 244 ~~(5)(b)(iv) or (v).~~

245 (6) ~~§~~→ ~~[Am]~~ (a) **Except as provided in Subsection (6)(b), an** ←~~§~~ actor does not violate
 245a this section if the actor is acting:

246 ~~§~~→ ~~[(a)]~~ (i) ←~~§~~ in the actor's official capacity as a law enforcement officer, governmental
 247 investigator, or private investigator; and

248 ~~§~~→ ~~[(b)]~~ (ii) ←~~§~~ for a legitimate official or business purpose.

248a ~~§~~→ (b) **A private investigator is not exempt from this section if the private investigator engages**
 248b **in conduct that would constitute a ground for disciplinary action under Section 53-9-118.** ←~~§~~

249 ~~[(9)]~~ (7) (a) A permanent criminal stalking injunction limiting the contact between the
 250 ~~[defendant]~~ actor and victim may be filed in accordance with Section 78B-7-902.

251 (b) This section does not preclude the filing of criminal information for stalking based
 252 on the same act which is the basis for the violation of the stalking injunction issued under Title
 253 78B, Chapter 7, Part 7, Civil Stalking Injunctions, or a permanent criminal stalking injunction
 254 issued under Title 78B, Chapter 7, Part 9, Criminal Stalking Injunctions.

255 ~~[(10)]~~ (8) (a) A law enforcement officer who responds to an allegation of stalking shall
 256 use all reasonable means to protect the victim and prevent further violence, including:

257 (i) taking action that, in the officer's discretion, is reasonably necessary to provide for
 258 the safety of the victim and any family or household member;

259 (ii) confiscating the weapon or weapons involved in the alleged stalking;

260 (iii) making arrangements for the victim and any child to obtain emergency housing or
 261 shelter;

262 (iv) providing protection while the victim removes essential personal effects;

263 (v) arranging, facilitating, or providing for the victim and any child to obtain medical
 264 treatment; and

265 (vi) arranging, facilitating, or providing the victim with immediate and adequate notice
 266 of the rights of victims and of the remedies and services available to victims of stalking, in
 267 accordance with Subsection ~~[(10)]~~ (8)(b).

268 (b) (i) A law enforcement officer shall give written notice to the victim in simple
 269 language, describing the rights and remedies available under this section and Title 78B,
 270 Chapter 7, Part 7, Civil Stalking Injunctions.

271 (ii) The written notice shall also include:

272 (A) a statement that the forms needed in order to obtain a stalking injunction are
 273 available from the court clerk's office in the judicial district where the victim resides or is