

H.B. 123

USE OF FORCE REVISIONS

Representative **Kera Birkeland** proposes the following amendments:

1. *Page 2, Lines 48 through 51:*

48 (3) If feasible, [~~a verbal warning should be given by the officer~~] prior to any use of
49 deadly force under Subsection (2)(b) or (2)(c), a peace officer ~~{shall}~~ may identify himself or herself
50 as a peace officer and give a clear oral warning of his or her intent to use a firearm or other
51 physical force.

2. *Page 4, Lines 111 through 118:*

111 (6) Once a criminal investigation is turned over from law enforcement, ~~{all~~
112 investigations} the county or district attorney's findings or analyses into an officer's use of force
shall be completed within 180 days of the ~~{incident~~
113 occurring} turnover . If ~~{an investigation}~~ the findings or analyses is not
~~{completed}~~ published within 180 days of the turnover , the county or district attorney
114 shall post a public statement on the county or district attorney's website stating a reasonable
115 estimate when the ~~{investigation}~~ findings or analyses will be complete and the reason for the
delay.
116 (7) Subject to the requirements of Title 63G, Chapter 2, Government Records Access
117 and Management Act, ~~{all investigative reports and any}~~ the county or district attorney's
resulting findings or analyses shall be
118 published on the county or district attorney's website within five business days of completion.