

1st Sub. S.B. 56

CRIMINAL STALKING EXEMPTION AMENDMENTS

Senator **Todd D. Weiler** proposes the following amendments:

1. *Page 9, Lines 243 through 250:*

243 ~~[(f)]~~ (vi) has been previously convicted of an offense under Subsection ~~[(7)(d) or (e)]~~

244 ~~(5)(b)(iv) or (v).~~

245 (6) ~~{An}~~ **(a) Except as provided in Subsection (6)(b), an** actor does not violate 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. _

(b) A private investigator is not exempt from this section if the private investigator engages 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.