



House of Representatives *State of Utah*

UTAH STATE CAPITOL COMPLEX • 350 STATE CAPITOL
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NOTICE OF BILL RETURNED TO RULES COMMITTEE

February 28, 2023

Mr. Speaker,

The Law Enforcement and Criminal Justice Committee deleted **H.B. 158**, ELECTRONIC INFORMATION OR DATA PRIVACY ACT MODIFICATIONS, by Representative A. Stoddard, and replaced it with **1st Sub. H.B. 158**, ELECTRONIC INFORMATION OR DATA PRIVACY ACT MODIFICATIONS, with the following amendments, and has returned it to the Rules Committee.

1. *Page 3, Lines 76 through 84:*

- 76 (i) with the informed consent of the owner of the electronic device or electronic
77 information or data;
78 (ii) with a subpoena under Section 77-22-2 if the stored or transmitted data or the
79 electronic information or data is an audio or video surveillance recording **of a nonresidential**
area ;
80 ~~(iii)~~ (iii) in accordance with a judicially recognized exception to warrant requirements;
81 or
82 ~~(iii)~~ (iv) subject to Subsection (2)(a)(vi)(B), from a provider of a remote computing
83 service or an electronic communication service if the provider voluntarily discloses the stored
84 or transmitted data as otherwise permitted under 18 U.S.C. Sec. 2702.

Respectfully,

Matthew H. Gwynn
Vice Chair

5 HB0158.HC1.wpd 2/28/23 2:44 pm jfeinauer/JF1 JR/JF1

Bill Number



HB0158S01

Action Class



H

Action Code



HCRRULSUBA