

1st Sub. H.B. 158

ELECTRONIC INFORMATION OR DATA PRIVACY ACT MODIFICATIONS

HOUSE COMMITTEE AMENDMENTS

AMENDMENT 1

JANUARY 30, 2023 9:29 AM

Representative **Andrew Stoddard** proposes the following amendments:

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 ~~[(ii)]~~ (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.