

SB218_L.007

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.

SB15-218 be amended as follows:

1 Amend proposed committee amendment (SB 218_L.001), page 2, line 14,
2 after "DEPUTIZED" insert "ON OR AFTER JANUARY 1, 2010,".

3 Page 2, line 16, strike "INFORMATION" and substitute "INFORMATION, IF
4 AVAILABLE,".

5 Page 2, line 27, strike "FORCE." and substitute "FORCE, REGARDLESS OF
6 WHETHER THE ALLEGED CRIMINAL CONDUCT, OFFICIAL MISCONDUCT, OR
7 USE OF EXCESSIVE FORCE OCCURRED WHILE THE PEACE OFFICER WAS ON
8 DUTY, OFF DUTY, OR ACTING PURSUANT TO A SERVICE CONTRACT TO
9 WHICH THE DIVISION IS A PARTY.".

10 Page 3, after line 2 insert:

11 "(3) THE DIVISION IS NOT REQUIRED TO PROVIDE THE DISCLOSURE
12 DESCRIBED IN SUBSECTION (1) OF THIS SECTION IF THE DIVISION IS
13 PROHIBITED FROM PROVIDING SUCH DISCLOSURE PURSUANT TO A BINDING
14 NONDISCLOSURE AGREEMENT TO WHICH THE DIVISION IS A PARTY, WHICH
15 AGREEMENT WAS EXECUTED BEFORE THE EFFECTIVE DATE OF THIS ACT.".

16 Page 3, line 3, strike "(3) (a)" and substitute "(4) (a)".

17 Page 3, line 14, strike "FORCE." and substitute "FORCE, REGARDLESS OF
18 WHETHER THE ALLEGED CRIMINAL CONDUCT, OFFICIAL MISCONDUCT, OR
19 USE OF EXCESSIVE FORCE OCCURRED WHILE THE PEACE OFFICER WAS ON
20 DUTY, OFF DUTY, OR ACTING PURSUANT TO A SERVICE CONTRACT TO
21 WHICH THE DIVISION IS A PARTY.".

22 Page 3, after line 19 insert:

23 "(5) THE DIVISION IS NOT LIABLE FOR COMPLYING WITH THE
24 PROVISIONS OF THIS SECTION.".

25 Page 3, line 20, strike "(4)" and substitute "(6)".

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