

SB174_L.001

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.

SB21-174 be amended as follows:

1 Amend printed bill, page 3, line 1, strike "INITIATES".

2 Page 3, line 2, strike "AN INTERNAL INVESTIGATION REGARDING AN
3 ALLEGATION, OR".

4 Page 3, line 3, strike "FINDING," and substitute "FINDING".

5 Page 3, strike lines 18 through 27 and substitute:

6 "(b) (I) IN ADDITION TO THE DISCLOSURES REQUIRED IN
7 SUBSECTION (1)(a) OF THIS SECTION, A LAW ENFORCEMENT AGENCY SHALL
8 NOTIFY THE DISTRICT ATTORNEY'S OFFICE IN THE LAW ENFORCEMENT
9 AGENCY'S JURISDICTION WHEN:

10 (A) A PEACE OFFICER IS A POTENTIAL WITNESS IN A PENDING
11 CRIMINAL PROSECUTION IN WHICH A CRIMINAL DEFENDANT HAS BEEN
12 FORMALLY CHARGED;

13 (B) THE PEACE OFFICER IS UNDER A CONCURRENT CRIMINAL OR
14 ADMINISTRATIVE INVESTIGATION REGARDING AN ALLEGATION RELATED
15 TO THE PEACE OFFICER'S INVOLVEMENT IN THE DEFENDANT'S PENDING
16 CRIMINAL CASE; AND

17 (C) THE RESULT OF THE CONCURRENT CRIMINAL OR
18 ADMINISTRATIVE INVESTIGATION, IF SUSTAINED, WOULD REQUIRE
19 DISCLOSURE PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION.

20 (II) IF THE ALLEGATION IS SUBSEQUENTLY FOUND NOT SUSTAINED
21 OR IF THE PEACE OFFICER IS EXONERATED, THE LAW ENFORCEMENT
22 AGENCY SHALL NOTIFY THE DISTRICT ATTORNEY'S OFFICE IN THE LAW
23 ENFORCEMENT AGENCY'S JURISDICTION OF THE FINDING AND THE
24 CREDIBILITY DISCLOSURE NOTIFICATION BASED ON THE ALLEGATION MUST
25 BE REMOVED FROM THE RELEVANT DISTRICT ATTORNEY'S CREDIBILITY
26 DISCLOSURE NOTIFICATION RECORD."

27 Page 4, strike lines 1 through 3.

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