

3-2-21

House Law Enforcement and Criminal Justice Committee

Bill: 2nd substitute SB 191, Law Enforcement Modifications

Sponsor: Sen. Bramble

Floor Sponsor: Rep. Pierucci

UASD Position: Tracking

This Bill: amends provisions relating to law enforcement.

Discussion: Senator Bramble stated 2nd substitute SB 191 came about because of conduct involving a police officer working for Brigham Young University (“BYU”) that was not properly investigated. Due to the issue’s surrounding this incident, the Department of Public Service (“Department of Public Service”) revoked the BYU law enforcement agency’s certification. BYU went to court to overturn that decision. DPS lost a court case because the judge stated that the State Statute did not clearly state establish due process procedures for taking formal action against a private institution of higher education. This Bill clearly establishes rules, procedures and ramifications for a law enforcement agency established by a private institution of higher education, including placing the private law enforcement agency on probation or revoking a private law enforcement agency's certification. Currently, if an disciplinary charges are brought against an officer, those charges may not be made public in the absence of an appeal without the consent of the officer charged. This bill makes it so an officers disciplinary charges may be made public after all appeals have been satisfied. DPS and BYU are comfortable with 2nd sub. SB 191. This Bill sets up enough protections and transparency that the sponsor is comfortable with the State allowing law enforcement agencies to be provided by private institutions of higher education.

Yeas: 7

Nays: 0

N/V: 4

Outcome: 2nd substitute SB 191 passed out of Committee with a favorable recommendation

Bill: 2nd substitute SB 138, Violence, Disorder, and Looting Enforcement Protection Act

Sponsor: Sen. Hinkins

Floor Sponsor: Rep. Lisonbee

UASD Position: Tracking

This Bill: provides for criminal violations and consequences related to rioting.

Discussion: None.

Yeas:

Nays:

N/V:

Outcome: The Bill was not heard in committee and was returned to the House Rules Committee.