

HOUSE COMMITTEE OF REFERENCE REPORT

Chair of Committee

February 14, 2023
Date

Committee on Judiciary.

After consideration on the merits, the Committee recommends the following:

HB23-1143 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend printed bill, page 2, strike lines 4 through 24.

2 Page 3, strike lines 1 through 26 and substitute:

3 **"24-31-320. Persons with deferred action for childhood**
4 **arrivals status - rules - definition.** (1) THE P.O.S.T. BOARD MAY
5 PROMULGATE RULES FOR THE ADMINISTRATION OF OR COMPLIANCE WITH
6 REQUIREMENTS FOR AN ELIGIBLE IMMIGRANT WHO IS SEEKING A
7 CERTIFICATE ISSUED PURSUANT TO THIS PART 3.

8 (2) FOR PURPOSES OF THIS SECTION, UNLESS THE CONTEXT
9 OTHERWISE REQUIRES, "ELIGIBLE IMMIGRANT" MEANS A PERSON WHO HAS
10 BEEN FORMALLY GRANTED AND MAINTAINS A VALID DEFERRED ACTION
11 FOR CHILDHOOD ARRIVALS STATUS BY THE FEDERAL IMMIGRATION AND
12 NATURALIZATION SERVICE, OR ANY SUCCESSOR AGENCY, OR A PERSON
13 WHO HAS APPLIED TO OBTAIN ASYLUM STATUS."

14 Page 4, strike lines 10 through 14 and substitute:

15 "(b) (I) A LAW ENFORCEMENT AGENCY MAY AMEND ITS WRITTEN
16 FIREARMS POLICY, OR USE AN EXISTING POLICY, AUTHORIZING THE
17 POSSESSION OF A FIREARM BY AN ELIGIBLE IMMIGRANT, AS DEFINED BY
18 SECTION 24-31-320 (2). A FIREARMS POLICY MUST COMPLY WITH ANY
19 FEDERAL LAW OR REGULATION PROMULGATED BY THE UNITED STATES
20 DEPARTMENT OF JUSTICE, BUREAU OF ALCOHOL, TOBACCO, FIREARMS, AND
21 EXPLOSIVES, OR ANY SUCCESSOR AGENCY, GOVERNING POSSESSION OF A
22 FIREARM AND ANY RELATED EXCEPTIONS.

23 (II) AN ELIGIBLE IMMIGRANT MAY ENROLL IN A TRAINING
24 ACADEMY, AS DEFINED BY SECTION 24-31-301 (6), IF THE ELIGIBLE

1 IMMIGRANT IS EMPLOYED BY A LAW ENFORCEMENT AGENCY AND THE
2 AGENCY'S WRITTEN FIREARMS POLICY AUTHORIZES THE ELIGIBLE
3 IMMIGRANT TO POSSESS AND USE A FIREARM AT THE ACADEMY, AND
4 PERMITS TRANSPORTING, STORING, CLEANING, AND MAINTAINING THE
5 FIREARM OUTSIDE OF INSTRUCTIONAL HOURS, AS APPROPRIATE.
6 (III) THE LAW ENFORCEMENT AGENCY THAT EMPLOYS THE
7 ELIGIBLE IMMIGRANT SHALL NOTIFY THE P.O.S.T. BOARD, IN A MANNER
8 DETERMINED BY BOARD RULE PURSUANT TO SECTION 24-31-320(1), THAT
9 THE ELIGIBLE IMMIGRANT IS COMPLIANT WITH THE AGENCY'S WRITTEN
10 FIREARMS POLICY WHILE ATTENDING A TRAINING ACADEMY."

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