

SENATE COMMITTEE OF REFERENCE REPORT

Chair of Committee

April 16, 2025
Date

Committee on Judiciary.

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

HB25-1136 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

- 1 Amend reengrossed bill, page 5, strike lines 12 and 13 and substitute "BY
2 THE PEACE OFFICER'S EMPLOYING ORGANIZATION OR ANOTHER LAW
3 ENFORCEMENT AGENCY IN WHICH THE ALLEGED MISCONDUCT, IF
4 SUSTAINED, WOULD MORE LIKELY THAN NOT RESULT IN BEING ENTERED
5 INTO THE DATABASE PURSUANT TO THIS SECTION;".
- 6 Page 5, line 15, after "INVESTIGATION" insert "BY THE PEACE OFFICER'S
7 EMPLOYING ORGANIZATION OR ANOTHER LAW ENFORCEMENT AGENCY IN
8 WHICH THE ALLEGED MISCONDUCT, IF SUSTAINED, WOULD MORE LIKELY
9 THAN NOT RESULT IN BEING ENTERED INTO THE DATABASE PURSUANT TO
10 THIS SECTION,".
- 11 Page 5, line 20, strike "LAW ENFORCEMENT AGENCY" and substitute
12 "ORGANIZATION".
- 13 Page 6, line 8, strike "A" and substitute "AN".
- 14 Page 6, strike line 9, and substitute "ORGANIZATION. THE HEAD OF THE".
- 15 Page 8, after line 17 insert:
16 "(c) IF A PEACE OFFICER APPEALS INCLUSION IN THE DATABASE
17 PURSUANT TO EITHER SUBSECTION (1)(e) OR (1)(f) OF THIS SECTION AND
18 THE PEACE OFFICER'S ORGANIZATION COMPLETED ITS INVESTIGATION OF
19 THE OFFICER'S CONDUCT AFTER THE OFFICER RESIGNED AND THE
20 ORGANIZATION CLEARED THE OFFICER, THE OFFICER MAY USE THAT
21 DETERMINATION IN THEIR APPEAL.".
- 22 Page 10, line 1, strike "UNLAWFUL" and substitute "EXCESSIVE OR

- 1 UNCONSTITUTIONAL".
- 2 Page 10, line 3, strike "UNLAWFUL" and substitute "EXCESSIVE OR
- 3 UNCONSTITUTIONAL".
- 4 Page 10, line 11, strike "AGENCY" and substitute "ORGANIZATION".

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