

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

April 24, 2018
Date

Committee on Judiciary.

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

HB18-1404 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend printed bill, page 2, line 5, strike "**inspection.**" and substitute
2 "**inspection - definition.**".

3 Page 2, line 11, strike "STAFF RECOMMENDATIONS,".

4 Page 2, line 12, strike "DECISION" and substitute "DECISION,".

5 Page 2, line 18, strike "AND (4)(d)" and substitute "(4)(d), AND (4)(e)".

6 Page 4, after line 17 insert:

7 "(e) NOTWITHSTANDING THE PROVISIONS OF SUBSECTIONS (4)(a)
8 AND (4)(d) OF THIS SECTION, THE CUSTODIAN OF AN INTERNAL
9 INVESTIGATION FILE AS DESCRIBED IN SUBSECTION (4)(a) OF THIS SECTION
10 MAY DENY INSPECTION OF THE FILE IF THE INSPECTION IS PROHIBITED BY
11 RULES PROMULGATED BY THE SUPREME COURT OR BY A COURT ORDER.

12 (f) SELF-INCRIMINATING STATEMENTS MADE BY AN OFFICER
13 DURING AN INTERNAL INVESTIGATION, OR THE FRUITS THEREOF, MAY NOT
14 BE USED AGAINST AN OFFICER IN ANY CRIMINAL PROCEEDING.

15 (g) FOR PURPOSES OF THIS SUBSECTION (4), "PERSONAL
16 IDENTIFYING INFORMATION" MEANS A SOCIAL SECURITY NUMBER; A
17 PERSONAL IDENTIFICATION NUMBER; A PASSWORD; A PASS CODE; AN
18 OFFICIAL STATE OR GOVERNMENT-ISSUED DRIVER'S LICENSE OR
19 IDENTIFICATION CARD NUMBER; A GOVERNMENT PASSPORT NUMBER;

- 1 BIOMETRIC DATA; AN EMPLOYER, STUDENT, OR MILITARY IDENTIFICATION
- 2 NUMBER; OR A FINANCIAL TRANSACTION DEVICE."

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