

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.

HB24-1460 be amended as follows:

- 1 Amend printed bill, page 2, lines 2 and 3, strike "**amend** (1)(c); and".
- 2 Page 2, strike lines 5 through 10 and substitute:
3 **"to intervene.** (2.5) (a) IF A LAW ENFORCEMENT AGENCY RECEIVES AN
4 ALLEGATION OF UNLAWFUL CONDUCT REGARDING A PEACE OFFICER
5 EMPLOYED BY".
- 6 Page 3, after line 3, insert:
7 "(II) IF A LAW ENFORCEMENT AGENCY FAILS TO INVESTIGATE,
8 COLLUDES IN FAILING TO INVESTIGATE, OR DESTROYS OR ALTERS
9 EVIDENCE IN AN INVESTIGATION, THOSE ACTIONS CONSTITUTE
10 DISCRIMINATION FOR PURPOSES OF PART 3 OF ARTICLE 34 OF TITLE 24".
- 11 Page 3, line 4, strike "(II)" and substitute "(b) (I)".
- 12 Page 3, strike line 5 and substitute "UNLAWFUL CONDUCT".
- 13 Page 3, lines 6 and 7, strike "MISCONDUCT, CRIMINAL CONDUCT, OR OTHER
14 UNPROFESSIONAL CONDUCT" and substitute "UNLAWFUL CONDUCT".
- 15 Page 3, strike lines 10 through 27.
- 16 Page 4, strike lines 1 through 5 and substitute:
17 "(II) IF A PEACE OFFICER IN A SUPERVISORY CAPACITY FAILS TO
18 REPORT THE UNLAWFUL CONDUCT PURSUANT TO SUBSECTION (2.5)(b)(I)
19 OF THIS SECTION, THE P.O.S.T. BOARD MAY REVOKE THE PEACE OFFICER'S
20 CERTIFICATION PURSUANT TO SECTION 24-31-305 AND THE ATTORNEY
21 GENERAL MAY ADD THE PEACE OFFICER TO THE DATABASE DESCRIBED IN
22 SECTION 24-31-303 (1)(r)".
- 23 Page 5, line 2, strike "(1)(r)(II)" and substitute "(1)(r)(II); **add**
24 (1)(r)(I)(I)".
- 25 Page 5, after line 4 insert:
26 "(r) (I) Subject to available appropriations, beginning on January 1, 2022,
27 to create and maintain a database, in a searchable format to be published
28 on its website, containing information related to a peace officer's:
29 (I) FAILURE TO COMPLY WITH SECTION 18-8-802 (2.5)".
- 30 Page 5, line 5, strike "(r)".

** **