

SB170_L.001

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on State, Veterans, & Military Affairs.

SB23-170 be amended as follows:

1 Amend printed bill, page 3, after line 4 insert:

2 "(4) "FACULTY MEMBER" MEANS A PRESIDENT, DEAN, PROFESSOR,
3 ADMINISTRATOR, INSTRUCTOR, OR RESEARCH WORKER AT AN INSTITUTION
4 OF HIGHER EDUCATION."

5 Renumber succeeding subsections accordingly.

6 Page 3, strike lines 25 through 27 and substitute:

7 "(6) "LAW ENFORCEMENT OFFICER" MEANS A PEACE OFFICER THAT
8 IS:".

9 Page 4, strike lines 1 through 10 and substitute:

10 "(a) EMPLOYED BY A POLITICAL SUBDIVISION OF THE STATE AND
11 CERTIFIED BY THE P.O.S.T BOARD PURSUANT TO SECTION 16-2.5-102;

12 (b) AUTHORIZED BY SECTION 16-2.5-113 WHEN ASSISTANCE IS
13 REQUESTED BY AN INDIVIDUAL OR ENTITY PURSUANT TO SECTION
14 24-33.5-412;

15 (c) AUTHORIZED BY SECTION 16-2.5-114 AND WHO INTERACTED
16 WITH THE RESPONDENT IN THE SCOPE OF THE LAW ENFORCEMENT
17 OFFICER'S OFFICIAL DUTIES;

18 (d) EMPLOYED BY A DISTRICT ATTORNEY, DESIGNATED BY A
19 DISTRICT ATTORNEY, AND AUTHORIZED BY SECTION 16-2.5-132 OR
20 16-2.5-133;

21 (e) EMPLOYED BY THE DEPARTMENT OF LAW, DESIGNATED BY THE
22 ATTORNEY GENERAL, AND AUTHORIZED BY SECTION 16-2.5-128,
23 16-2.5-129, OR 16-2.5-130;

24 (f) AUTHORIZED BY SECTION 16-2.5-136, 16-2.5-137, OR
25 16-2.5-138;

26 (g) AUTHORIZED BY SECTION 16-2.5-120; OR

27 (h) AUTHORIZED BY SECTION 16-2.5-149."

28 Page 4, line 11, strike the second "LICENSED".

29 Page 4, line 12, strike "PHYSICIAN'S" and substitute "PHYSICIAN".

30 Page 4, line 15, strike "PROVIDER." and substitute "PROVIDER, LICENSED
31 PURSUANT TO TITLE 12."

32 Page 4, line 17, before "SOCIAL" insert "LICENSED PROFESSIONAL".

33 Page 4, line 25, strike "PSYCHOTHERAPIST" and substitute

1 "PSYCHOTHERAPIST REGISTERED PURSUANT TO SECTION 12-245-703."

2 Page 32, line 8, after the period insert "THIS ARTICLE 14.5 DOES NOT
3 IMPOSE CRIMINAL OR CIVIL LIABILITY ON A PEACE OFFICER LAWFULLY
4 ENFORCING AN ORDER PURSUANT TO THIS ARTICLE 14.5.

5 (2) A PERSON WHO FILES A MALICIOUS OR FALSE PETITION FOR A
6 TEMPORARY EXTREME RISK PROTECTION ORDER OR AN EXTREME RISK
7 PROTECTION ORDER MAY BE SUBJECT TO CRIMINAL PROSECUTION FOR
8 THOSE ACTS.

9 (3) A FEDERALLY LICENSED FIREARMS DEALER OR LAW
10 ENFORCEMENT AGENCY THAT STORES A FIREARM AS PERMITTED BY THIS
11 ARTICLE 14.5 IS NOT CIVILLY LIABLE FOR ANY RESULTING DAMAGES TO
12 THE FIREARM, AS LONG AS SUCH DAMAGE DID NOT RESULT FROM THE
13 WILLFUL AND WRONGFUL ACT OR GROSS NEGLIGENCE OF THE PERSON OR
14 LAW ENFORCEMENT AGENCY STORING THE FIREARM."

15 Renumber succeeding subsections accordingly.

16 Page 36, after line 22 insert:

17 "SECTION 6. **No appropriation.** The general assembly has
18 determined that this act can be implemented within existing
19 appropriations, and therefore no separate appropriation of state money is
20 necessary to carry out the purposes of this act."

21 Renumber succeeding section accordingly.

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