

James A. Dunnigan proposes the following substitute bill:

Bureau of Criminal Identification Fee Amendments

2025 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: James A. Dunnigan

Senate Sponsor:

LONG TITLE

General Description:

This bill addresses fees collected by the Bureau of Criminal Identification.

Highlighted Provisions:

This bill:

- increases the fee for a concealed firearm permit for out-of-state applicants;
- amends when funds from the Concealed Weapons Account are transferred to the Suicide Prevention and Education Fund;
- increases the annual fee for offenders on the Sex, Kidnap, and Child Abuse Offender Registry; and
- contains a coordination clause coordinating changes between this bill and S.B. 41, Sex, Kidnap, and Child Abuse Offender Registry Amendment.

Money Appropriated in this Bill:

None

Other Special Clauses:

This bill provides a coordination clause.

Utah Code Sections Affected:

AMENDS:

53-5-707, as last amended by Laws of Utah 2023, Chapters 328, 387

77-41-111, as last amended by Laws of Utah 2023, Chapter 128

Utah Code Sections affected by Coordination Clause:

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **53-5-707** is amended to read:

53-5-707 . Concealed firearm permit -- Fees -- Concealed Weapons Account.

(1)(a) An applicant for a concealed firearm permit shall pay a fee of \$25 at the time of

- 29 filing an application.
- 30 (b) A nonresident applicant shall pay an additional [~~\$10~~] \$35 for the additional cost of
31 processing a nonresident application.
- 32 (c) The bureau shall waive the initial fee for an applicant who is:
- 33 (i) a law enforcement officer under Section 53-13-103;
- 34 (ii) an active duty service member;
- 35 (iii) the spouse of an active duty service member; or
- 36 (iv) a school employee.
- 37 (2) The renewal fee for the permit is \$20. A nonresident shall pay an additional [~~\$5~~] \$30 for
38 the additional cost of processing a nonresidential renewal.
- 39 (3) The replacement fee for the permit is \$10.
- 40 (4)(a) The late fee for the renewal permit is \$7.50.
- 41 (b) As used in this section, "late fee" means the fee charged by the bureau for a renewal
42 submitted on a permit that has been expired for more than 30 days but less than one
43 year.
- 44 (5)(a) There is created a restricted account within the General Fund known as the
45 "Concealed Weapons Account."
- 46 (b) The account shall be funded from fees collected under this section and Section
47 53-5-707.5.
- 48 (c) Funds in the account may only be used to cover costs relating to:
- 49 (i) the issuance of concealed firearm permits under this part; or
- 50 (ii) the programs described in Subsection 26B-5-102(3) and Section 26B-5-611.
- 51 (d) No later than 90 days after the end of the fiscal year 50% of the fund balance that is
52 in excess of \$2 million shall be transferred to the Suicide Prevention and Education
53 Fund, created in Section 26B-1-326.
- 54 (6)(a) The bureau may collect any fees charged by an outside agency for additional
55 services required by statute as a prerequisite for issuance of a permit.
- 56 (b) The bureau shall promptly forward any fees collected under Subsection (6)(a) to the
57 appropriate agency.
- 58 (7) The bureau shall make an annual report in writing to the Legislature's Law Enforcement
59 and Criminal Justice Interim Committee on the amount and use of the fees collected
60 under this section and Section 53-5-707.5.
- 61 Section 2. Section **77-41-111** is amended to read:
- 62 **77-41-111 . Fees.**

- 63 (1) Each offender required to register under Section 77-41-105 shall, in the month of the
64 offender's birth:
- 65 (a) pay to the department an annual fee of [~~\$100~~] \$125 each year the offender is subject
66 to the registration requirements of this chapter; and
- 67 (b) pay to the registering agency, if it is an agency other than the department, an annual
68 fee of not more than \$25, which may be assessed by that agency for providing
69 registration.
- 70 (2) Notwithstanding Subsection (1), an offender who is confined in a secure facility or in a
71 state mental hospital is not required to pay the annual fee.
- 72 (3) The department shall deposit fees collected in accordance with this chapter in the
73 General Fund as a dedicated credit, to be used by the department for maintaining the
74 offender registry under this chapter and monitoring offender registration compliance,
75 including the costs of:
- 76 (a) data entry;
- 77 (b) processing registration packets;
- 78 (c) updating registry information; and
- 79 (d) reporting an offender not in compliance with registration requirements to a law
80 enforcement agency.

81 **Section 3. Effective Date.**

82 This bill takes effect on May 7, 2025.

83 **Section 4. Coordinating H.B. 425 with S.B. 41.**

84 If H.B. 425, Bureau of Criminal Identification Fee Amendments, and S.B. 41, Sex,
85 Kidnap, and Child Abuse Offender Registry Amendments, both pass and become law, the
86 Legislature intends that, on May 7, 2025, Subsection 53-29-304(8)(a)(i), enacted in S.B. 41, be
87 amended to read:
88 "(i) pay to the department an annual fee of \$125 each year the offender is subject to the
89 registration requirements of this chapter; and".