

strike-all

Am #1

PROPOSED HOUSE AMENDMENT TO SENATE BILL NO. 2236

BY Reeves

Am #1

①

Amend as follows:

Lines 5-12 shall read as follows:

Section 1. (1) USE OF OFFICIAL UNIFORMS AND WEAPONS

by officers on private job, certified law enforcement officers or certified part-time law enforcement officers, as defined in Section 45-6-3, may wear the official uniform issued by the jurisdiction ~~for~~ by which they are employed, and may utilize the official firearm issued by the jurisdiction by which they are employed, while in the performance of private security services in off-duty hours, ~~in order to~~ provided that the governing board and chief executive of the jurisdiction ~~by~~ by which the officer is employed first approves of such use of the uniform and official weapon by act spread upon the minutes of such board and approved by the chief ~~executive~~ executive. Any such approval shall be on an employee by employee basis and not by general order. Any proceedings regarding application of approval and the minutes regarding same shall be a public record.

AMEND title (to conform) (as follows):

BY Reeves

(2)

(Continued)

Lines 13-24 shall read as follows:

(2) Powers of employing jurisdiction. Each governing board and chief executive shall determine before the use of the official uniform and weapon is approved that the proposed employment is not likely to bring disrepute to the employing ~~jurisdiction~~ jurisdiction or its law enforcement agency, the officer at issue, or ~~the~~ law enforcement generally, and that the use of the official uniform and weapon ~~promotes~~ in the discharge of the officer's private security endeavor promotes the public interest. ~~to be used by the private employer~~

Lines 25-31 shall read as follows:

(3) Liability of public employer for acts of officer while in discharge of private security employment. Acts and ~~omissions~~ omissions of an officer in discharge of private security employment shall be deemed to be the acts and omissions of the person or entity employing the officer for such private security services, and not the acts and omissions of the jurisdiction ~~whose~~ whose uniform and weapon are approved for such private security use. Such employer employing the officer for private security services shall hold harmless the jurisdiction ~~by~~ by which the officer is employed and ~~fully~~ fully indemnify such jurisdiction for ~~any~~ ~~and~~ ~~all~~ ~~losses~~ ~~and~~ ~~damages~~ ~~incurred~~ ~~thereby~~ ~~including~~ ~~attorney's~~ ~~fees~~

BY Reves

(Continued)

(3)

Which results from any action taken against the jurisdiction arising out of the acts or omissions of the officer in discharge of private security services while wearing the official uniform or using the official weapon, ^{Neither} the state nor any subdivision thereof shall be liable for acts or omissions of an officer discharging private security employment duties

(4) Repeat lines 32 - 36 here

(5) The official uniform and weapon may be worn & utilized only ~~at~~ at locations which are ^{entity} within the ~~jurisdiction~~ ^{jurisdiction} of the ~~jurisdiction~~ ^{governmental entity} whose uniform and weapon are involved.

Section 2. Repeat ~~lines~~ lines 37-38 here.

AMEND title (to conform) (as follows):