

**AIRPORT WEAPON POSSESSION AMENDMENTS**

2024 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Stephanie Gricius**

Senate Sponsor: David P. Hinkins

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**LONG TITLE**

**General Description:**

This bill concerns weapon possession at an airport.

**Highlighted Provisions:**

This bill:

- ▶ establishes, with a sunset date, law enforcement reporting requirements concerning the possession of certain types of dangerous weapons in a secure area of an airport;
- ▶ requires the State Commission on Criminal and Juvenile Justice to receive, compile, and publish data concerning offenses involving:
  - [~~the~~]possession of a dangerous weapon in a secure area of an airport;
- ▶ adds criminal negligence as a culpable mental state for the possession of a dangerous weapon in a secure area of an airport;
- ▶ provides limitations on the punishment for certain violations resulting from the possession of a dangerous weapon in a secure area of an airport;
- ▶ provides, under certain circumstances, that an actor in possession of a dangerous weapon in a secure area of the airport may return to a non-secure area of the airport with the dangerous weapon or may temporarily surrender the dangerous weapon into the custody of the law enforcement agency to be retrieved at a later date;
- ▶ requires a law enforcement agency to take certain actions regarding the retrieval of a dangerous weapon;
- ▶ provides limitations on certain local entities regarding criminal prosecution, civil remedies, or other actions resulting from the possession of certain items at an airport;
- ▶ provides procedures for the disposal of a firearm or other dangerous weapon by a law enforcement agency; and
- ▶ provides technical and conforming changes.

28 **Money Appropriated in this Bill:**

29 None

30 **Other Special Clauses:**

31 This bill provides a special effective date.

32 **Utah Code Sections Affected:**

33 AMENDS:

34 **63I-2-253 (Effective 05/01/24) (Superseded 07/01/24)**, as last amended by Laws of Utah  
35 2023, Chapters 7, 21, 33, 142, 167, 168, 380, 383, and 46736 **63I-2-253 (Effective 07/01/24)**, as last amended by Laws of Utah 2023, Chapters 7, 21, 33,  
37 142, 167, 168, 310, 380, 383, and 46738 **63I-2-276 (Effective 05/01/24)**, as last amended by Laws of Utah 2023, Chapter 30139 **76-10-529 (Effective 05/01/24)**, as last amended by Laws of Utah 2023, Chapter 42240 **77-11a-402 (Effective 05/01/24)**, as last amended by Laws of Utah 2023, Chapters 397, 422  
41 and renumbered and amended by Laws of Utah 2023, Chapter 44842 **77-11d-101 (Effective 05/01/24)**, as renumbered and amended by Laws of Utah 2023,  
43 Chapter 44844 **77-11d-105 (Effective 05/01/24)**, as renumbered and amended by Laws of Utah 2023,  
45 Chapter 448

46 ENACTS:

47 **53-25-102 (Effective 05/01/24)**, as Utah Code Annotated 1953

48

49 *Be it enacted by the Legislature of the state of Utah:*50 Section 1. Section **53-25-102** is enacted to read:51 **53-25-102 (Effective 05/01/24). Airport dangerous weapon possession reporting**  
52 **requirements.**53 (1) As used in this section, "commission" means the State Commission on Criminal and  
54 Juvenile Justice created in Section 63M-7-201.55 (2) Beginning on January 1, 2026, a law enforcement agency having law enforcement  
56 jurisdiction over an airport shall annually, on or before April 30, submit a report to the  
57 commission detailing:58 (a) for an offense described in Subsection 76-10-529(2)(a)(i):59 (i) the number of issued written warnings;60 (ii) the number of issued citations;61 (iii) the number of referrals to a detective; and

- 62 (iv) the number of referrals to a prosecutor; and
- 63 (b) for an offense described in Subsection 76-10-529(2)(a)(ii):
- 64 (i) the number of issued written warnings; and
- 65 (ii) if applicable, the number of issued citations, including the number of individuals
- 66 who have received more than one citation for the offense.

67 (3) The commission shall:

- 68 (a) develop a standardized format for reporting the data described in Subsection (2);
- 69 (b) compile the data submitted under Subsection (2); and
- 70 (c) annually on or before August 1, publish a report of the data described in Subsection
- 71 (2) on the commission's website.

72 Section 2. Section **63I-2-253** is amended to read:

73 **63I-2-253 (Effective 05/01/24) (Superseded 07/01/24). Repeal dates: Titles 53**  
 74 **through 53G.**

75 (1) Section 53-1-118 is repealed on July 1, 2024.

76 (2) Section 53-1-120 is repealed on July 1, 2024.

77 (3) Section 53-7-109 is repealed on July 1, 2024.

78 (4) Section 53-22-104 is repealed December 31, 2023.

79 (5) Section 53-25-102 is repealed on December 31, 2031.

80 ~~[(5)]~~ (6) Section 53B-6-105.7 is repealed July 1, 2024.

81 ~~[(6)]~~ (7) Section 53B-7-707 regarding performance metrics for technical colleges is repealed  
 82 July 1, 2023.

83 ~~[(7)]~~ (8) Section 53B-8-114 is repealed July 1, 2024.

84 ~~[(8)]~~ (9) The following provisions, regarding the Regents' scholarship program, are repealed  
 85 on July 1, 2023:

86 (a) in Subsection 53B-8-105(12), the language that states, "or any scholarship  
 87 established under Sections 53B-8-202 through 53B-8-205";

88 (b) Section 53B-8-202;

89 (c) Section 53B-8-203;

90 (d) Section 53B-8-204; and

91 (e) Section 53B-8-205.

92 ~~[(9)]~~ (10) Section 53B-10-101 is repealed on July 1, 2027.

93 ~~[(10)]~~ (11) Subsection 53E-1-201(1)(s) regarding the report by the Educational  
 94 Interpretation and Translation Services Procurement Advisory Council is repealed July  
 95 1, 2024.

- 96 ~~[(11)]~~ (12) Section 53E-1-202.2, regarding a Public Education Appropriations  
 97 Subcommittee evaluation and recommendations, is repealed January 1, 2024.
- 98 ~~[(12)]~~ (13) Section 53F-2-209, regarding local education agency budgetary flexibility, is  
 99 repealed July 1, 2024.
- 100 ~~[(13)]~~ (14) Subsection 53F-2-314(4), relating to a one-time expenditure between the at-risk  
 101 WPU add-on funding and previous at-risk funding, is repealed January 1, 2024.
- 102 ~~[(14)]~~ (15) Section 53F-2-524, regarding teacher bonuses for extra work assignments, is  
 103 repealed July 1, 2024.
- 104 ~~[(15)]~~ (16) Section 53F-5-221, regarding a management of energy and water pilot program,  
 105 is repealed July 1, 2028.
- 106 ~~[(16)]~~ (17) Section 53F-9-401 is repealed on July 1, 2024.
- 107 ~~[(17)]~~ (18) Section 53F-9-403 is repealed on July 1, 2024.
- 108 ~~[(18)]~~ (19) On July 1, 2023, when making changes in this section, the Office of Legislative  
 109 Research and General Counsel shall, in addition to the office's authority under Section  
 110 36-12-12, make corrections necessary to ensure that sections and subsections identified  
 111 in this section are complete sentences and accurately reflect the office's perception of the  
 112 Legislature's intent.
- 113 Section 3. Section **63I-2-253** is amended to read:
- 114 **63I-2-253 (Effective 07/01/24). Repeal dates: Titles 53 through 53G.**
- 115 (1) Subsection 53-1-104(1)(b), regarding the Air Ambulance Committee, is repealed July 1,  
 116 2024.
- 117 (2) Section 53-1-118 is repealed on July 1, 2024.
- 118 (3) Section 53-1-120 is repealed on July 1, 2024.
- 119 (4) Section 53-2d-107, regarding the Air Ambulance Committee, is repealed July 1, 2024.
- 120 (5) In relation to the Air Ambulance Committee, on July 1, 2024, Subsection 53-2d-702(1)(a)  
 121 is amended to read:
- 122 "(a) provide the patient or the patient's representative with the following information  
 123 before contacting an air medical transport provider:
- 124 (i) which health insurers in the state the air medical transport provider contracts with;  
 125 (ii) if sufficient data is available, the average charge for air medical transport services for a  
 126 patient who is uninsured or out of network; and  
 127 (iii) whether the air medical transport provider balance bills a patient for any charge not paid  
 128 by the patient's health insurer; and".
- 129 (6) Section 53-7-109 is repealed on July 1, 2024.

- 130 (7) Section 53-22-104 is repealed December 31, 2023.
- 131 (8) Section 53-25-102 is repealed on December 31, 2031.
- 132 [~~(8)~~] (9) Section 53B-6-105.7 is repealed July 1, 2024.
- 133 [~~(9)~~] (10) Section 53B-7-707 regarding performance metrics for technical colleges is  
134 repealed July 1, 2023.
- 135 [~~(10)~~] (11) Section 53B-8-114 is repealed July 1, 2024.
- 136 [~~(11)~~] (12) The following provisions, regarding the Regents' scholarship program, are  
137 repealed on July 1, 2023:
- 138 (a) in Subsection 53B-8-105(12), the language that states, "or any scholarship  
139 established under Sections 53B-8-202 through 53B-8-205";
- 140 (b) Section 53B-8-202;
- 141 (c) Section 53B-8-203;
- 142 (d) Section 53B-8-204; and
- 143 (e) Section 53B-8-205.
- 144 [~~(12)~~] (13) Section 53B-10-101 is repealed on July 1, 2027.
- 145 [~~(13)~~] (14) Subsection 53E-1-201(1)(s) regarding the report by the Educational  
146 Interpretation and Translation Services Procurement Advisory Council is repealed July  
147 1, 2024.
- 148 [~~(14)~~] (15) Section 53E-1-202.2, regarding a Public Education Appropriations  
149 Subcommittee evaluation and recommendations, is repealed January 1, 2024.
- 150 [~~(15)~~] (16) Section 53F-2-209, regarding local education agency budgetary flexibility, is  
151 repealed July 1, 2024.
- 152 [~~(16)~~] (17) Subsection 53F-2-314(4), relating to a one-time expenditure between the at-risk  
153 WPU add-on funding and previous at-risk funding, is repealed January 1, 2024.
- 154 [~~(17)~~] (18) Section 53F-2-524, regarding teacher bonuses for extra work assignments, is  
155 repealed July 1, 2024.
- 156 [~~(18)~~] (19) Section 53F-5-221, regarding a management of energy and water pilot program,  
157 is repealed July 1, 2028.
- 158 [~~(19)~~] (20) Section 53F-9-401 is repealed on July 1, 2024.
- 159 [~~(20)~~] (21) Section 53F-9-403 is repealed on July 1, 2024.
- 160 [~~(21)~~] (22) On July 1, 2023, when making changes in this section, the Office of Legislative  
161 Research and General Counsel shall, in addition to the office's authority under Section  
162 36-12-12, make corrections necessary to ensure that sections and subsections identified  
163 in this section are complete sentences and accurately reflect the office's perception of the

164 Legislature's intent.

165 Section 4. Section **63I-2-276** is amended to read:

166 **63I-2-276 (Effective 05/01/24). Repeal dates: Title 76.**

167 (1) Subsection 76-5-102.7(2)(b), regarding assault or threat of violence against an owner,  
168 employee, or contractor of a health facility, is repealed January 1, 2027.

169 (2) Section 76-7-305.7 is repealed January 1, 2023.

170 (3) Subsection 76-10-529(9), regarding data collection requirements, is repealed on  
171 December 31, 2031.

172 Section 5. Section **76-10-529** is amended to read:

173 **76-10-529 (Effective 05/01/24). Possession of firearms, other dangerous weapons,**  
174 **or explosives in airport secure areas prohibited -- Punishment limitations --**  
175 **Reporting requirement.**

176 (1) (a) As used in this section:

177 (i) "Airport authority" has the same meaning as defined in Section 72-10-102.

178 (ii) "Explosive" is the same as defined for "explosive, chemical, or incendiary  
179 device" in Section 76-10-306.

180 (iii) "Law enforcement officer" means the same as that term is defined in Section  
181 53-13-103.

182 (b) Terms defined in Sections 76-1-101.5 and 76-10-501 apply to this section.

183 (2) (a) Within a secure area of an airport established pursuant to this section, [~~a person~~]  
184 an actor, including [~~a person~~] an actor licensed to carry a concealed firearm under  
185 Title 53, Chapter 5, Part 7, Concealed Firearm Act, is guilty of:

186 (i) a class A misdemeanor if the [~~person~~] actor knowingly or intentionally possesses [~~any dangerous weapon or~~]  
187 a firearm or other dangerous weapon;

188 (ii) subject to Subsection (5), an infraction if the [~~person~~] actor recklessly or with  
189 criminal negligence possesses [~~any dangerous weapon or~~] a firearm or other  
190 dangerous weapon; or

191 (iii) a violation of Section 76-10-306 if the [~~person~~] actor transports, possesses,  
192 distributes, or sells [~~any~~] an explosive, chemical, or incendiary device.

193 (b) Subsection (2)(a) does not apply to:

194 (i) [~~persons~~] individuals exempted under Section 76-10-523; and

195 (ii) [~~members~~] a member of the state or federal military forces while engaged in the  
196 performance of [~~their~~] the member's official duties.

197 (3) An airport authority, county, [~~or~~] municipality, or other entity regulating [~~the~~] an airport

- 198 may:
- 199 (a) establish ~~[any]~~ a secure area located beyond the main area where the public generally
- 200 buys tickets, checks and retrieves luggage; and
- 201 (b) use reasonable means, including mechanical, electronic, x-ray, or ~~[any other]~~ another
- 202 device, to detect ~~[dangerous weapons,]~~ firearms, other dangerous weapons, or
- 203 explosives concealed in baggage or upon the person of ~~[any]~~ an individual attempting
- 204 to enter the secure area.
- 205 (4) At least one notice shall be prominently displayed at each entrance to a secure area in
- 206 which a ~~[dangerous weapon,]~~ firearm, other dangerous weapon, or explosive is restricted.
- 207 ~~[(5) Upon the discovery of any dangerous weapon, firearm, or explosive, the airport~~
- 208 ~~authority, county, or municipality, the employees, or other personnel administering the~~
- 209 ~~secure area may:]~~
- 210 ~~[(a) require the individual to deliver the item to the air freight office or airline ticket~~
- 211 ~~counter;]~~
- 212 ~~[(b) require the individual to exit the secure area; or]~~
- 213 ~~[(c) obtain possession or retain custody of the item until it is transferred to law~~
- 214 ~~enforcement officers.]~~
- 215 (5) (a) An actor who violates Subsection (2)(a)(ii) on a first offense may receive a
- 216 written warning for the offense and may not receive a citation or any other form of
- 217 punishment.
- 218 (b) An actor who violates Subsection (2)(a)(ii) on a second or subsequent offense may
- 219 receive a written warning or a citation.
- 220 (6) (a) Except as provided in Subsection (6)(d), if a law enforcement officer issues a
- 221 citation to an actor for an infraction as a result of the actor's conduct described in
- 222 Subsection (2)(a)(ii), or provides an oral or written warning for that conduct, the law
- 223 enforcement officer shall:
- 224 (i) if the law enforcement officer is able to confirm that the actor may lawfully
- 225 possess the firearm or other dangerous weapon, allow the actor, at the actor's
- 226 option, to:
- 227 (A) temporarily surrender custody of the firearm or other dangerous weapon into
- 228 the custody of the law enforcement agency so that the firearm or other
- 229 dangerous weapon may be retrieved by the actor at a later date; or
- 230 (B) exit the secure area of the airport with the firearm or other dangerous weapon;
- 231 or

232 (ii) if the law enforcement officer is unable to confirm that the actor may lawfully  
 233 possess the firearm or other dangerous weapon, or the airport authority under  
 234 Subsection (6)(d) prohibits the procedure described in Subsection (6)(a)(i), take  
 235 temporary custody of the firearm or other dangerous weapon so that the firearm or  
 236 other dangerous weapon may be retrieved by the actor at a later date if legally  
 237 permitted to do so.

238 (b) If a law enforcement officer takes temporary custody of a firearm or other dangerous  
 239 weapon under Subsection (6)(a):

240 (i) at the time the firearm or other dangerous weapon is obtained from the actor, the  
 241 law enforcement officer, or another law enforcement officer, or an employee who  
 242 works in the secure area of the airport, shall provide the actor with written  
 243 instructions on how, when, and where the actor may retrieve the actor's firearm or  
 244 other dangerous weapon; and

245 (ii) within three business days from the time when the law enforcement officer  
 246 receives the firearm or other dangerous weapon, the law enforcement agency shall  
 247 determine whether the actor is legally permitted to possess the firearm or other  
 248 dangerous weapon, and if so, ensure that the firearm or other dangerous weapon is  
 249 available for the actor to retrieve.

250 (c) An unclaimed firearm or other dangerous weapon that is surrendered into the custody  
 251 of a law enforcement agency under this Subsection (6) may be disposed of pursuant  
 252 to Section 77-11d-105, disposition of unclaimed property.

253 (d) An airport authority may implement a policy that prohibits the law enforcement  
 254 agency with jurisdiction over the airport from utilizing the procedure described in  
 255 Subsection (6)(a)(i).

256 ~~[(6)] (7)~~ (a) ~~[An individual who is prosecuted for a violation of this section based on the~~  
 257 ~~possession of a firearm shall have the individual's firearm returned to the individual]~~  
 258 An actor's firearm that is confiscated based on a violation of Subsection (2)(a)(i) shall  
 259 be returned to the actor in accordance with Subsection 77-11a-402(1)(b) [if the  
 260 individual may lawfully possess the firearm].

261 (b) In accordance with Subsection 77-11b-102(5), a firearm seized under ~~[this section]~~  
 262 Subsection (2)(a)(i) is not subject to forfeiture if the ~~[charged individual]~~ actor may  
 263 lawfully possess the firearm.

264 (c) In a prosecution brought under this section, a prosecutor may not condition a plea on  
 265 the forfeiture of a firearm.



- 266 (8) An airport authority, county, municipality, or other entity regulating an airport or with  
 267 local jurisdiction over an airport may not:  
 268 (a) charge, cite, or prosecute an actor with a different offense under the Utah Code, local  
 269 ordinance, or another state or local law or regulation for conduct described in  
 270 Subsection (2)(a)(ii);  
 271 (b) assess a civil penalty for conduct described in Subsection (2)(a)(i) or (ii); or  
 272 (c) enact a regulation, ordinance, or law covering conduct described in Subsection (2).  
 273 (9) A law enforcement agency that issues a written warning, citation, or referral for  
 274 prosecution under this section shall record and report the information as required under  
 275 Section 53-25-102.

276 Section 6. Section **77-11a-402** is amended to read:

277 **77-11a-402 (Effective 05/01/24). Disposition of seized property and contraband --**  
 278 **Return of seized property.**

- 279 (1) (a) Except as provided in Subsection (1)(b), if a prosecuting attorney determines that  
 280 seized property no longer needs to be retained as evidence under Chapter 11c,  
 281 Retention of Evidence, the prosecuting attorney may:  
 282 (i) petition the court to apply the property that is money towards restitution, fines,  
 283 fees, or monetary judgments owed by the owner of the property;  
 284 (ii) petition the court for an order transferring ownership of weapons to the agency  
 285 with custody for the agency's use and disposal in accordance with Section  
 286 77-11a-403 if the owner:  
 287 (A) is the individual who committed the offense for which the weapon was seized;  
 288 or  
 289 (B) may not lawfully possess the weapon; or  
 290 (iii) notify the agency with custody of the property or contraband that:  
 291 (A) the property may be returned to the owner in accordance with Section  
 292 77-11a-301 if the owner may lawfully possess the property; or  
 293 (B) the contraband may be disposed of or destroyed.  
 294 (b) If a prosecuting attorney determines that a firearm seized from an individual as a  
 295 result of an offense committed under [~~Section 76-10-529~~] Subsection 76-10-529  
 296 (2)(a)(i) no longer needs to be retained for court proceedings, the prosecuting  
 297 attorney shall notify the agency with custody of the firearm that the property shall be  
 298 returned to the individual if the individual may lawfully possess the firearm.  
 299 (2) Before returning a firearm to an individual, the agency returning the firearm shall

300 confirm, through the Bureau of Criminal Identification, that the individual is eligible to  
 301 lawfully possess and receive firearms.

302 (3) (a) Except as provided in Subsection (3)(b), if the agency is unable to locate the  
 303 owner of the property or the owner is not entitled to lawfully possess the property,  
 304 the agency may:

305 (i) apply the property to a public interest use;

306 (ii) sell the property at public auction and apply the proceeds of the sale to a public  
 307 interest use; or

308 (iii) destroy the property if the property is unfit for a public interest use or for sale.

309 (b) If the property described in Subsection (3)(a) is a firearm, the agency shall dispose of  
 310 the firearm in accordance with Section 77-11a-403.

311 (4) Before applying the property or the proceeds from the sale of the property to a public  
 312 interest use, the agency shall obtain from the legislative body of the agency's jurisdiction:

313 (a) permission to apply the property or the proceeds to public interest use; and

314 (b) the designation and approval of the public interest use of the property or the proceeds.

315 (5) If a peace officer seizes property that at the time of seizure is held by a pawn or  
 316 secondhand business in the course of the pawn or secondhand business's business, the  
 317 provisions of Section 13-32a-116 shall apply to the disposition of the property.

318 Section 7. Section **77-11d-101** is amended to read:

319 **77-11d-101 (Effective 05/01/24). Definitions.**

320 As used in this chapter:

321 (1) "Interest holder" means the same as that term is defined in Section 77-11a-101.

322 (2) (a) "Lost or mislaid property":

323 [~~(a)~~] (i) means any property that comes into the possession of a peace officer or law  
 324 enforcement agency:

325 [~~(+)~~] (A) that is not claimed by anyone who is identified as the owner of the  
 326 property; or

327 [~~(+)~~] (B) for which no owner or interest holder can be found after a reasonable and  
 328 diligent search;

329 [~~(b)~~] (ii) includes any property received by a peace officer or law enforcement agency  
 330 from a person claiming to have found the property; and

331 [~~(e)~~] (iii) does not include property seized by a peace officer in accordance with  
 332 Chapter 11a, Seizure of Property and Contraband.

333 (b) "Lost or mislaid property" includes a firearm or other dangerous weapon received by

334 a law enforcement agency at an airport under Subsection 76-10-529(6).

335 (3) "Owner" means the same as that term is defined in Section 77-11a-101.

336 (4) "Public interest use" means:

337 (a) use by a governmental agency as determined by the agency's legislative body; or

338 (b) donation to a nonprofit charity registered with the state.

339 Section 8. Section **77-11d-105** is amended to read:

340 **77-11d-105 (Effective 05/01/24). Disposition of unclaimed property.**

341 [(1) (a) H]

342 (1) (a) Except as provided in Subsection (6), if the owner of any lost or mislaid property  
343 cannot be determined or notified, or if the owner of the property is determined and  
344 notified, and fails to appear and claim the property after three months of the  
345 property's receipt by the local law enforcement agency, the agency shall:

346 (i) publish notice of the intent to dispose of the unclaimed property on Utah's Public  
347 Legal Notice Website established in Subsection 45-1-101(2)(b);

348 (ii) post a similar notice on the public website of the political subdivision within  
349 which the law enforcement agency is located; and

350 (iii) post a similar notice in a public place designated for notice within the law  
351 enforcement agency.

352 (b) The notice shall:

353 (i) give a general description of the item; and

354 (ii) the date of intended disposition.

355 (c) The agency may not dispose of the lost or mislaid property until at least eight days  
356 after the date of publication and posting.

357 (2) (a) If no claim is made for the lost or mislaid property within nine days of  
358 publication and posting, the agency shall notify the person who turned the property  
359 over to the local law enforcement agency, if it was turned over by a person under  
360 Section 77-11d-103.

361 (b) Except as provided in Subsection (4), if that person has complied with the provisions  
362 of this chapter, the person may take the lost or mislaid property if the person:

363 (i) pays the costs incurred for advertising and storage; and

364 (ii) signs a receipt for the item.

365 (3) If the person who found the lost or mislaid property fails to take the property under the  
366 provisions of this chapter, the agency shall:

367 (a) apply the property to a public interest use as provided in Subsection (4);

- 368 (b) sell the property at public auction and apply the proceeds of the sale to a public  
369 interest use; or
- 370 (c) destroy the property if it is unfit for a public interest use or sale.
- 371 (4) Before applying the lost or mislaid property to a public interest use, the agency having  
372 possession of the property shall obtain from the agency's legislative body:
- 373 (a) permission to apply the property to a public interest use; and
- 374 (b) the designation and approval of the public interest use of the property.
- 375 (5) Any person employed by a law enforcement agency who finds property may not claim  
376 or receive property under this section.
- 377 (6) (a) If the lost or mislaid property is a firearm or other dangerous weapon received by  
378 a law enforcement agency under Subsection 76-10-529(6), the law enforcement  
379 agency may dispose of the firearm or other dangerous weapon three months after the  
380 property's receipt by the law enforcement agency if the owner of the firearm or other  
381 dangerous weapon, or the owner's agent:
- 382 (i) fails to retrieve the firearm or other dangerous weapon; or
- 383 (ii) is legally prohibited from possessing the firearm or other dangerous weapon.
- 384 (b) A law enforcement agency may dispose of a firearm under Subsection (6)(a) by  
385 following the procedures described in Section 77-11a-403, disposition of firearms no  
386 longer needed as evidence.
- 387 Section 9. **Effective date.**
- 388 (1) Except as provided in Subsection (2), this bill takes effect on May 1, 2024.
- 389 (2) The actions affecting Section 63I-2-253 (Effective 07/01/24) take effect on July 1, 2024.