

**Bill Summary**  
1<sup>st</sup> Session of the 57<sup>th</sup> Legislature

<b>Bill No.:</b>	<b>SB 798</b>
<b>Version:</b>	<b>INT</b>
<b>Request No.:</b>	<b>42</b>
<b>Author:</b>	<b>Sen. Daniels</b>
<b>Date:</b>	<b>01/30/2019</b>

**Bill Analysis**

SB 798 requires law enforcement agencies to adopt policies related to eyewitness identification procedures. The measure requires photo arrays and live lineups to be conducted using a blind administrator or a technique of blinded administration as well as fillers to be provided that match the witness's description of the suspect. Eyewitnesses must also be informed that the suspect may or may not appear in the lineup or photo array. Upon identifying the suspect, an eyewitness must state his or her certainty in the suspect's identity. Eyewitness identification procedures must also include policies related to record keeping and conducting a show-up procedure only when a suspect is detained within a reasonably short time frame following the offense.

Prepared by: Kalen Taylor

**Fiscal Analysis**

FY'20 Impact: None

Full Year Impact: None

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