

SESSION OF 2002

**CONFERENCE COMMITTEE REPORT
HOUSE BILL NO. 2752**

As Agreed to May _____, 2002

Brief *

HB 2752 amends the Criminal Code to create a new crime of tampering with a pipeline; makes conviction of theft under a city ordinance a conviction for criminal history purposes; and allows certain law enforcement officers to use suppressors on firearms.

A new crime of tampering with a pipeline is created. Tampering means the intentional, unauthorized alteration of or interference with any part of any pipeline. Tampering with a pipeline is made a severity level 6 non-person felony.

The bill makes the crime of theft under city ordinances a conviction of theft for criminal history purposes.

The bill also allows certain law enforcement officers to use suppressors on firearms. These are officers assigned to a tactical team; designated to possess suppressors; in possession of commercially manufactured devices that are (1) owned by the law enforcement agency, (2) in the officer's possession only during specific operations, and (3) approved by the Bureau of Alcohol, Tobacco and Firearms of the United State's Department of Justice. Under current law, it is illegal for anyone to possess these devices.

Background

The House Committee of the Whole added an amendment (HB 2874) to the crime of theft to count convictions of theft under city ordinances as a conviction of theft for the purpose of determining the number of prior theft convictions.

*Conference committee summary reports are prepared by the Legislative Research Department and do not express legislative intent. No summary is prepared when the report is an agreement to disagree.

Senate Committee Action. The Senate Committee lowered the penalty of the new crime of theft of any pipeline product to a level 7 nonperson felony.

Conference Committee Action. The Conference Committee agrees to keep HB 2784 dealing with a theft conviction under a city ordinance to county as a prior conviction in the bill and also to insert provisions of HB 2643 regarding the use of silencers by law enforcement officers. Theft of products from a pipeline were deleted.

The Conference Committee also inserted the severity level 6 nonperson felony provision to the new crime of tampering with a pipeline.