

**THE COUNCIL ON SEXUAL VICTIMS AND  
OFFENDERS**

1999 GENERAL SESSION

STATE OF UTAH

**Sponsor: Trisha S. Beck**

AN ACT RELATING TO STATE INSTITUTIONS; CREATING THE COUNCIL ON SEXUAL VICTIMS AND OFFENDERS; PROVIDING FOR MEMBERSHIP; DELINEATING RESPONSIBILITIES AND PROCEDURES; PROVIDING A REPORTING DATE; APPROPRIATING \$9,600 FROM THE GENERAL FUND; AND PROVIDING A REPEAL DATE.

This act enacts uncodified material.

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

**Section 1. The Council on Sexual Victims and Offenders -- Creation -- Membership -- Quorum -- Compensation -- Staff.**

(1) There is created the Council on Sexual Victims and Offenders consisting of the following members:

(a) the executive director of the Department of Corrections or the director's designee;

(b) the director of the Division of Youth Corrections in the Department of Human Services or the director's designee;

(c) the director of Utah's Sentencing Commission or the director's designee;

(d) the executive director of the Commission on Criminal and Juvenile Justice or the director's designee;

(e) the director of the Coalition of Advocates for Utah Survivors' Empowerment (CAUSE), Utah's Sexual Assault Coalition, or the director's designee;

(f) a victim of a sexual offense;

(g) a sexual offender;

(h) two members with experience in the legislative process;

(i) one member with experience in the judicial process;

(j) a member of the Child Protection Team representing the medical community;

(k) three members representing different ecclesiastical assemblies;

(l) one representative of law enforcement having expertise in sex offenses;

(m) one representative of a community mental health center; and

(n) up to three additional members of the public representing interested parties.

(2) The members listed in Subsections (1) (a) through (e) shall select the members listed in Subsections (1)(f) through (n) at the first meeting of the council.

(3) At the first council meeting attended by a majority of all members, a chair and vice chair shall be selected.

(4) A majority of the members of the council constitute a quorum. The action of a majority of a quorum constitutes the action of the council.

(5) Members of the council may not receive compensation for their work associated with the council, but may receive per diem and expenses incurred as a member of the council at the rates established by the Division of Finance under Sections 63A-3-106 and 63A-3-107.

(6) The Department of Corrections shall provide staff and resources for the council.

**Section 2. Duties -- Interim report.**

(1) The council shall review and make recommendations on the following sexual offender and victim treatment issues:

(a) early intervention and care for both victims and offenders;

(b) postincarceration or treatment care;

(c) civil commitment for sexual offenders;

(d) defining sexual predators; and

(e) other related issues as determined by the council.

(2) A final report, including any proposed legislation, shall be presented to the Law Enforcement and Criminal Justice Interim Committee and to the Judiciary Interim Committee by the October 1999 meeting.

**Section 3. Appropriation.**

There is appropriated from the General Fund for fiscal year 1999-2000 \$9,600 to the Department of Corrections to pay for staffing the council. Any unexpended balance at the end of

the fiscal year is nonlapsing.

Section 4. **Repeal date.**

This act is repealed November 30, 2000.