



28 in cooperation with the Division of Finance as provided in this chapter.

29 (b) Monies deposited in this account shall be appropriated to:

30 (i) the Division of Peace Officer Standards and Training (POST) as described in Title 53,  
31 Chapter 6, Peace Officer Standards and Training Act; and

32 (ii) the Office of the Attorney General for the support of the Utah Prosecution Council  
33 established in Title 67, Chapter 5a, and the fulfillment of the council's duties.

34 (4) The Division of Finance shall allocate from the collected surcharge established in  
35 Section 63-63a-1:

36 (a) 35% to the reparation fund~~[-but not to exceed \$2,500,000 for fiscal year 1993-94];~~

37 (b) 18.5% to the safety account for POST, but not to exceed the amount appropriated by  
38 the Legislature; and

39 (c) 3% to the safety account for support of the Utah Prosecution Council, but not to exceed  
40 the amount appropriated by the Legislature.

41 (5) (a) In addition to the funding provided by other sections of this chapter, a percentage  
42 of the income earned by inmates working for correctional industries in a federally certified private  
43 sector/prison industries enhancement program shall be deposited in the reparation fund.

44 (b) The percentage of income deducted from inmate pay under Subsection (5)(a) shall be  
45 determined by the executive director of the Department of Corrections in accordance with the  
46 requirements of the private sector/prison industries enhancement program.

47 (6) (a) In addition to ~~[the money]~~ other monies collected from the surcharge, judges are  
48 encouraged to, and may in their discretion, impose additional reparations to be paid into the  
49 reparation fund by convicted criminals.

50 (b) The additional discretionary reparations may not exceed the statutory maximum fine  
51 permitted by Title 76, Utah Criminal Code, for that offense.

52 Section 2. **Effective date.**

53 If approved by two-thirds of all the members elected to each house, this act takes effect  
54 upon approval by the governor, or the day following the constitutional time limit of Utah  
55 Constitution Article VII, Section 8, without the governor's signature, or in the case of a veto, the  
56 date of veto override.

**Legislative Review Note**  
**as of 7-8-02 9:19 AM**

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

**Office of Legislative Research and General Counsel**