

**S.B. 22**  
**DRUG OFFENDER REFORM ACT**

Senator **D. Chris Buttars** proposes the following amendments:

1. *Page 1, Line 10:*

10 regarding screening ~~{and}~~ , assessment , and treatment of offenders regarding substance abuse.  
These

2. *Page 1, Line 25:*

25 This bill appropriates as nonlapsing funds :

3. *Page 5, Line 129:*

129 (k) ~~{except as provided in Subsection (8),}~~ provide funding equal to at least 20% of the

4. *Page 6, Lines 171 through 174:*

171 ~~{(8) Local substance abuse authorities are not required to provide matching funding for~~  
172 ~~state funds received for providing services under Section 77-18-1.1. This Subsection (8) takes~~  
173 ~~precedence over Subsection (4)(k):~~  
174 ~~—(9)—~~ (8) As used in this section, "public funds" has the same meaning as in Section

5. *Page 7, Lines 201 through 202:*

201 (b) "Drug Offender Reform Act" and "act" ~~{mean Section 77-18-1.1 and related~~  
202 ~~provisions in Subsections 77-18-1(5)(d) and 77-27-9(2)(g)}~~ screening, assessment, and substance  
abuse treatment provided to:  
(i) convicted offenders under Subsections 77-18-1.1(2) and (3) with funds appropriated by the  
Legislature under Subsection 77-18-1.1(5); and  
(ii) offenders released on parole under Subsection 77-27-9(2)(g)(v);

6. *Page 7, Lines 210 through 211:*

210 ~~{and}~~  
211 (c) include guidelines on the membership of local planning groups ; and  
(d) include guidelines on the membership of the Department of Corrections' planning group .

7. *Page 10, Line 282:*

282 any assessment of the defendant **, including recommendations for treatment,** that occurs pursuant to  
Section 77-18-1.1 prior to sentencing.

8. *Page 15, Line 448:*

448 **77-18-1.1. Screening** ~~{and}~~  assessment **, and treatment** .

9. *Page 15, Line 453:*

453 (c) "Screening" has the same meaning as in Subsection 41-6-44(1).

**(d) "Substance abuse treatment" means treatment obtained at a substance abuse program that is:**  
**(i) licensed by the Office of Licensing within the Department of Human Services; or**  
**(ii) operated by a state entity.**

10. *Page 15, Line 456:*

456 (a) participate in a screening prior to sentencing: ~~{and}~~

11. *Page 15, Line 458:*

458 by the screening **; and**

**(c) participate in substance abuse treatment if the treatment is:**  
**(i) indicated to be appropriate by the assessment; and**  
**(ii) approved by the court** .

12. *Page 15, Line 461:*

461 (a) participate in a screening prior to sentencing: ~~{and}~~

13. *Page 16, Line 463:*

463 by the screening **; and**

**(c) participate in substance abuse treatment if the treatment is:**  
**(i) indicated to be appropriate by the assessment; and**  
**(ii) approved by the court** .

14. *Page 16, Lines 464 through 465:*

464 (4) The findings resulting from any screening and any assessment conducted pursuant

465 to this section shall be submitted to the court prior to sentencing of the offender.

**(5) Moneys appropriated by the Legislature to assist in the funding of the screening, assessment, and**  
**substance abuse treatment provided under this section are not subject to any requirement regarding**  
**matching funds from a state or local governmental entity.**

15. Page 17, Line 513:

513 (B) "Screening" has the same meaning as in Subsection 41-6-44(1).

(C) "Substance abuse treatment" has the same meaning as in Subsection 77-18-1.1(1).

16. Page 17, Line 522:

522 (B) participates in an assessment if it is indicated to be appropriate by the screening.

(iv) When the board releases an offender on parole, it shall order as a condition of parole that the offender participate in substance abuse treatment if:

(A) the assessment conducted under Subsection (2)(g) indicates substance abuse treatment is appropriate; and

(B) substance abuse treatment is approved by the board.

(v) Moneys appropriated by the Legislature to assist in the funding of the screening, assessment, and substance abuse treatment provided under this (2)(g) are not subject to any requirement regarding matching funds from a state or local governmental entity.

17. Page 19, Line 566:

566 Office of the Courts to be used for the costs of court clerks.

(6) The appropriations under this Section 7. are nonlapsing.