

1                                   **PAROLE VIOLATOR CENTERS ALLOCATIONS**

2   2013 GENERAL SESSION

3   STATE OF UTAH

4   **Chief Sponsor: Luz Robles**

5   House Sponsor: Ryan D. Wilcox

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7 **LONG TITLE**

8 **General Description:**

9                   This bill modifies the uses of the Law Enforcement Services Account to include parole  
10 violator centers.

11 **Highlighted Provisions:**

12                   This bill:

13                   ▶ provides that funds available in the Law Enforcement Services Account may be  
14 distributed to law enforcement agencies in areas with parole violator centers as well  
15 as halfway houses;

16                   ▶ provides that funds in the Law Enforcement Services Account must be used for law  
17 enforcement purposes to reduce crime in areas with parole violator centers as well  
18 as halfway houses; and

19                   ▶ defines the terms "halfway house" and "parole violator center."

20 **Money Appropriated in this Bill:**

21                   None

22 **Other Special Clauses:**

23                   None

24 **Utah Code Sections Affected:**

25 AMENDS:

26                   **51-9-412**, as enacted by Laws of Utah 2010, Chapter 402

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

29                   Section 1. Section **51-9-412** is amended to read:

30 **51-9-412. Law Enforcement Services Account -- Funding -- Uses.**

31 (1) As used in this section:

32 (a) "Account" means the Law Enforcement Services Account.

33 (b) "Commission" means the Commission on Criminal and Juvenile Justice created in  
34 Section 63M-7-201.

35 (c) "Halfway house" means a facility that houses parolees upon release from prison or  
36 houses probationers who have violated the terms of their probation.

37 (d) "Law enforcement agency" means a local law enforcement agency.

38 (e) "Parole violator center" means a facility that houses parolees who have violated the  
39 conditions of their parole agreement.

40 (2) There is created a restricted account within the General Fund known as the "Law  
41 Enforcement Services Account."

42 (3) (a) The Division of Finance shall allocate funds from the collected surcharge in  
43 accordance with Subsection 51-9-401(1)(c) to the account, but not to exceed the amount  
44 appropriated by the Legislature.

45 (b) Money in the account shall be appropriated to the commission to administer and  
46 distribute to law enforcement agencies providing services directly to areas with halfway houses  
47 or parole violator centers, or both.

48 (4) The commission shall allocate funds from the account to local law enforcement  
49 agencies on a pro-rata basis determined by the number of beds in each agency's jurisdiction for  
50 increased enforcement in areas with halfway houses or parole violator centers, or both.

51 (5) A law enforcement agency may use funds received under this section only for the  
52 purposes stated in this section.

53 (6) For each fiscal year, any law enforcement agency that receives funds from the  
54 commission under this section shall prepare, and file with the commission and the state auditor,  
55 a report in a form specified by the commission. The report shall include the following:

56 (a) the agency's name;

57 (b) the amount received;

58 (c) how the funds were used, including the impact on crime reduction efforts in areas  
59 with halfway houses or parole violator centers, or both; and

60 (d) a statement signed by both the agency's or political subdivision's executive officer  
61 or designee and by the agency's legal counsel that all funds were used for law enforcement  
62 operations related to reducing criminal activity in areas with halfway houses or parole violator  
63 centers, or both.

64 (7) The commission shall report in writing to the legislative Law Enforcement and  
65 Criminal Justice Interim Committee annually regarding the funds allocated under this section,  
66 including the amounts and uses.