

VICTIM REPARATIONS FUND AMENDMENTS

2014 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Mark B. Madsen

House Sponsor: Brian S. King

LONG TITLE

General Description:

This bill amends provisions related to the Crime Victim Reparations Fund.

Highlighted Provisions:

This bill:

allocates appropriated funds under the Crime Victim Reparations Fund to the Office for Victims of Crime.

Money Appropriated in this Bill:

None

Other Special Clauses:

None This bill takes effect July 1, 2014.

Utah Code Sections Affected:

AMENDS:

51-9-404, as last amended by Laws of Utah 2013, Chapter 400

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

Section 1. Section 51-9-404 is amended to read:

51-9-404. Crime Victims Reparations Fund -- Public Safety Support Account --

Distribution of surcharge amounts.

(1) In this section:

(a) "Reparation fund" means the Crime Victim Reparations Fund.



28 (b) "Safety account" means the Public Safety Support Account.

29 (2) (a) There is created an expendable special revenue fund known as the "Crime
30 Victim Reparations Fund" to be administered and distributed as provided in this part by the
31 Utah Office for Victims of Crime under Title 63M, Chapter 7, Part 5, Utah Office for Victims
32 of Crime, in cooperation with the Division of Finance.

33 (b) Money deposited in this fund is for victim reparations, [~~criminal justice and~~
34 ~~substance abuse,~~] other victim services, and, as appropriated, for administrative costs of the
35 [~~Commission on Criminal and Juvenile Justice under Title 63M, Chapter 7, Criminal Justice~~
36 ~~and Substance Abuse~~] Office for Victims of Crime in Title 63M, Chapter 7, Part 5.

37 (3) (a) There is created a restricted account in the General Fund known as the "Public
38 Safety Support Account" to be administered and distributed by the Department of Public Safety
39 in cooperation with the Division of Finance as provided in this part.

40 (b) Money deposited in this account shall be appropriated to:

41 (i) the Division of Peace Officer Standards and Training (POST) as described in Title
42 53, Chapter 6, Peace Officer Standards and Training Act; and

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

45 (4) The Division of Finance shall allocate from the collected surcharge established in
46 Section [51-9-401](#):

47 (a) 35% to the Crime Victim Reparations Fund;

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

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

52 (5) (a) In addition to the funding provided by other sections of this part, a percentage of
53 the income earned by inmates working for correctional industries in a federally certified private
54 sector/prison industries enhancement program shall be deposited in the Crime Victim
55 Reparations Fund.

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

59 (6) (a) In addition to other money collected from the surcharge, judges are encouraged
60 to, and may in their discretion, impose additional reparations to be paid into the Crime Victim
61 Reparations Fund by convicted criminals.

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

63a **H→ Section 2. Effective Date.**

63b **This bill takes effect July 1, 2014. ←H**

Legislative Review Note
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Office of Legislative Research and General Counsel