

HB0066S01 compared with HB0066

{Omitted text} shows text that was in HB0066 but was omitted in HB0066S01

inserted text shows text that was not in HB0066 but was inserted into HB0066S01

DISCLAIMER: This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Ritual Abuse Amendments

2025 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Ken Ivory

Senate Sponsor:

LONG TITLE

General Description:

This bill addresses ritual abuse.

Highlighted Provisions:

This bill:

- requires current sexual assault and sexual abuse training for law enforcement officers to include training on sexual assault committed during a ritual and the impact of that conduct on the victim;
- creates an aggravating factor for certain offenses committed against an individual under 18 years old if the offense was committed as part of a ritual; {and}

contains a coordination clause to coordinate a substantive change between this bill and S.B. 24, Child Abuse and Torture Amendments, by adding the crime of child torture, which is newly created in S.B. 24, to the list of offenses that qualify for the aggravating factor created in this bill;
and

- makes technical and conforming changes.

Money Appropriated in this Bill:

None

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20 This bill provides a coordination clause.

23 AMENDS:

24 **53-10-908** , as last amended by Laws of Utah 2023, Chapter 158 , as last amended by Laws of Utah
2023, Chapter 158

25 ENACTS:

26 **76-3-203.19** , Utah Code Annotated 1953 , Utah Code Annotated 1953

27 **Utah Code Sections affected by Coordination Clause:**

28 **76-3-203.19** , Utah Code Annotated 1953 , Utah Code Annotated 1953

29

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

31 Section 1. Section **53-10-908** is amended to read:

32 **53-10-908. Law enforcement -- Training -- Sexual assault, sexual abuse, and human
trafficking.**

31 (1) The department and the Utah Prosecution Council shall develop training in trauma-informed
responses and investigations of sexual assault and sexual abuse, which include, but are not limited
to, the following:

34 (a) recognizing the symptoms of trauma;

35 (b) understanding the impact of trauma on a victim;

36 (c) responding to the needs and concerns of a victim of sexual assault or sexual abuse;

37 (d) delivering services to victims of sexual assault or sexual abuse in a compassionate, sensitive, and
nonjudgmental manner;

39 (e) understanding cultural perceptions and common myths of sexual assault and sexual abuse;

41 (f) understanding how perpetrators of sexual assault and sexual abuse can use sexual assault and sexual
abuse during a ritual, as that term is defined in Section 76-3-203.19, and the impacts of that sexual
assault and sexual abuse on a victim; and

44 [(f)] (g) techniques of writing reports in accordance with Subsection (5).

45 (2)

. (a) In accordance with Section 53-6-202, the department and the Utah Prosecution Council shall offer
the training in Subsection (1) to all certified law enforcement officers in the state.

48 (b) The training for all law enforcement officers may be offered through an online course, developed by
the department and the Utah Prosecution Council.

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- 50 (3) The training listed in Subsection (1) shall be offered by the Peace Officer Standards and Training
division to all persons seeking certification as a peace officer.
- 52 (4)
- . (a) The department and the Utah Prosecution Council shall develop and offer an advanced training
course for officers who investigate cases of sexual assault or sexual abuse.
- 55 (b) The advanced training course shall include:
- 56 (i) all criteria listed in Subsection (1); and
- 57 (ii) interviewing techniques in accordance with the curriculum standards in Subsection (5).
- 59 (5) The department shall consult with the Utah Prosecution Council to develop the specific training
requirements of this section, including curriculum standards for report writing and response
to sexual assault and sexual abuse, including trauma-informed and victim-centered interview
techniques, which have been demonstrated to minimize retraumatizing victims.
- 64 (6) The Office of the Attorney General shall develop and offer training for law enforcement officers in
investigating human trafficking offenses.
- 66 [~~(7) The training described in Subsection (6) shall be offered to all law enforcement officers in the state
by July 1, 2020.~~]
- 68 [~~(8) (7) The training described in Subsection (6) shall be offered by the Peace Officer Standards and
Training division to all persons seeking certification as a peace officer, in conjunction with the
training described in Subsection (1)[, beginning July 1, 2021].~~]
- 71 [~~(9) (8) The Office of the Attorney General, the department, and the Utah Prosecution Council shall
consult with one another to provide the training described in Subsection (6) jointly with the training
described in Subsection (1) as reasonably practicable.~~]
- 78 Section 2. Section 2 is enacted to read:
- 79 **76-3-203.19. Aggravating factor for an offense committed against a child or minor as part of
a ritual.**
- 77 (1) As used in this section:
- 78 (a) "Offense against a child or minor" means an offense that is:
- 79 (i) child abuse as described in Section 76-5-109;
- 80 (ii) aggravated child abuse as described in Section 76-5-109.2;
- 81 (iii) abuse or neglect of a child with a disability as described in Section 76-5-110;
- 82 (iv) child abuse homicide as described in Section 76-5-208;

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- 83 (v) kidnapping as described in Section 76-5-301, if committed against an individual under 18 years old;
85 (vi) child kidnapping as described in Section 76-5-301.1;
86 (vii) aggravated kidnapping as described in Section 76-5-302, if committed against an individual under
18 years old;
88 (viii) human trafficking of a child as described in Section 76-5-308.5;
89 (ix) unlawful sexual activity with a minor as described in Section 76-5-401;
90 (x) sexual abuse of a minor as described in Section 76-5-401.1;
91 (xi) rape as described in Section 76-5-402, if committed against an individual under 18 years old;
93 (xii) rape of a child as described in Section 76-5-402.1;
94 (xiii) object rape as described in Section 76-5-404.2, if committed against an individual under 18 years
old;
96 (xiv) object rape of a child as described in Section 76-5-402.3;
97 (xv) forcible sodomy as described in Section 76-5-403, if committed against an individual under 18
years old;
99 (xvi) sodomy on a child as described in Section 76-5-403.1;
100 (xvii) forcible sexual abuse as described in Section 76-5-404, if committed against an individual under
18 years old;
102 (xviii) sexual abuse of a child as described in Section 76-5-404.1;
103 (xix) aggravated sexual abuse of a child as described in Section 76-5-404.3;
104 (xx) aggravated sexual assault as described in Section 76-5-405, if committed against an individual
under 18 years old;
106 (xxi) unlawful kissing of a child as described in Section 76-5-416.2; or
107 (xxii) unlawful kissing of a minor as described in Section 76-5-416.4.
108 (b) "Ritual" means an event or act, or a series of events or acts:
109 (i) marked by specific actions, specific gestures, ceremonial objects, ceremonial clothing, religious
texts, or specific words; and
111 (ii) designed to commemorate, celebrate, or solemnize a particular occasion or significance in a
religious, cultural, social, institutional, or other context.
113 (2) For a defendant convicted of an offense against a child or minor, it is an aggravating factor if the
sentencing court finds {by a preponderance of the evidence-} that the defendant committed the
offense as part of, or to facilitate, a ritual or a training or practice to perform a ritual.

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- 117 (3) When sentencing a defendant convicted of an offense against a child or minor subject to the
aggravating factor described in Subsection (2), the sentencing court shall consider the aggravating
factor and include the aggravating factor in the judgment of commitment.
- 120 (4) In determining the length of imprisonment for a defendant imprisoned for a conviction of an offense
against a child or minor subject to the aggravating factor described in Subsection (2), the Board of
Pardons and Parole shall consider the aggravating factor.

126 Section 3. **Effective date.**

This bill takes effect on May 7, 2025.

128 Section 4. **Coordinating H.B. 66 with S.B. 24.**

If H.B. 66, Ritual Abuse Amendments, and S.B. 24, Child Abuse and Torture Amendments, both pass and become law, the Legislature intends that, on May 7, 2025, Subsection 76-3-203.19(1), enacted in H.B. 66, be amended to read:

"(1) As used in this section:

(a) "Offense against a child or minor" means an offense that is:

(i) child abuse as described in Section 76-5-109;

(ii) child torture, as described in Section 76-5-109.4;

(iii) aggravated child abuse as described in Section 76-5-109.2;

(iv) abuse or neglect of a child with a disability as described in Section

138 76-5-110;

(v) child abuse homicide as described in Section 76-5-208;

(vi) kidnapping as described in Section 76-5-301, if committed against an individual under 18 years old;

(vii) child kidnapping as described in Section 76-5-301.1;

(viii) aggravated kidnapping as described in Section 76-5-302, if committed against an individual under 18 years old;

(ix) human trafficking of a child as described in Section 76-5-308.5;

(x) unlawful sexual activity with a minor as described in Section 76-5-401;

(xi) sexual abuse of a minor as described in Section 76-5-401.1;

(xii) rape as described in Section 76-5-402, if committed against an individual under 18 years old;

(xiii) rape of a child as described in Section 76-5-402.1;

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- (xiv) object rape as described in Section 76-5-404.2, if committed against an individual under 18 years old;
 - (xv) object rape of a child as described in Section 76-5-402.3;
 - (xvi) forcible sodomy as described in Section 76-5-403, if committed against an individual under 18 years old;
 - (xvii) sodomy on a child as described in Section 76-5-403.1;
 - (xviii) forcible sexual abuse as described in Section 76-5-404, if committed against an individual under 18 years old;
 - (xix) sexual abuse of a child as described in Section 76-5-404.1;
 - (xx) aggravated sexual abuse of a child as described in Section 76-5-404.3;
 - (xxi) aggravated sexual assault as described in Section 76-5-405, if committed against an individual under 18 years old;
 - (xxii) unlawful kissing of a child as described in Section 76-5-416.2; or
 - (xxiii) unlawful kissing of a minor as described in Section 76-5-416.4.
- (b) "Ritual" means an event or act, or a series of events or acts:
- (i) marked by specific actions, specific gestures, ceremonial objects, ceremonial clothing, religious texts, or specific words; and
 - (ii) designed to commemorate, celebrate, or solemnize a particular occasion or significance in a religious, cultural, social, institutional, or other context."

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