

Ritual Abuse Amendments
2025 GENERAL SESSION
STATE OF UTAH
Chief Sponsor: Ken Ivory

LONG TITLE

Committee Note:

The Judiciary Interim Committee recommended this bill.

Legislative Vote: 11 voting for 0 voting against 6 absent

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
- makes technical and conforming changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

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

ENACTS:

76-3-203.19, Utah Code Annotated 1953

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

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

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

(1) The department and the Utah Prosecution Council shall develop training in

32 trauma-informed responses and investigations of sexual assault and sexual abuse, which
33 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,
38 sensitive, and nonjudgmental manner;
- 39 (e) understanding cultural perceptions and common myths of sexual assault and sexual
40 abuse;
- 41 (f) understanding how perpetrators of sexual assault and sexual abuse can use sexual
42 assault and sexual abuse during a ritual, as that term is defined in Section 76-3-203.19,
43 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
46 Council shall offer the training in Subsection (1) to all certified law enforcement
47 officers in the state.

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

50 (3) The training listed in Subsection (1) shall be offered by the Peace Officer Standards and
51 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
53 advanced training course for officers who investigate cases of sexual assault or
54 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
58 Subsection (5).

59 (5) The department shall consult with the Utah Prosecution Council to develop the specific
60 training requirements of this section, including curriculum standards for report writing
61 and response to sexual assault and sexual abuse, including trauma-informed and
62 victim-centered interview techniques, which have been demonstrated to minimize
63 retraumatizing victims.

64 (6) The Office of the Attorney General shall develop and offer training for law enforcement
65 officers in investigating human trafficking offenses.

66 [~~(7) The training described in Subsection (6) shall be offered to all law enforcement~~
 67 ~~officers in the state by July 1, 2020.]~~

68 [(8)] (7) The training described in Subsection (6) shall be offered by the Peace Officer
 69 Standards and Training division to all persons seeking certification as a peace officer, in
 70 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
 72 Council shall consult with one another to provide the training described in Subsection (6)
 73 jointly with the training described in Subsection (1) as reasonably practicable.

74 Section 2. Section **76-3-203.19** is enacted to read:

75 **76-3-203.19 . Aggravating factor for an offense committed against a child or**
 76 **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;

83 (v) kidnapping as described in Section 76-5-301, if committed against an individual
 84 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
 87 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
 92 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
 95 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
 98 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
101 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
105 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
110 clothing, religious texts, or specific words; and
- 111 (ii) designed to commemorate, celebrate, or solemnize a particular occasion or
112 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
114 factor if the sentencing court finds by a preponderance of the evidence that the defendant
115 committed the offense as part of, or to facilitate, a ritual or a training or practice to
116 perform a ritual.
- 117 (3) When sentencing a defendant convicted of an offense against a child or minor subject to
118 the aggravating factor described in Subsection (2), the sentencing court shall consider
119 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
121 of an offense against a child or minor subject to the aggravating factor described in
122 Subsection (2), the Board of Pardons and Parole shall consider the aggravating factor.

123 **Section 3. Effective Date.**

124 This bill takes effect on May 7, 2025.