

VICTIM RIGHTS AMENDMENTS

2019 GENERAL SESSION

STATE OF UTAH

LONG TITLE

General Description:

This bill allows investigations to be reviewed at the request of a victim or victim's

Highlighted Provisions:

This bill:

- creates a review process for open investigations.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

11-63-101, Utah Code Annotated 1953

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

Section 1. Section 11-63-101 is enacted to read:

11-63-101. Review of open investigation.

(1) A review of an investigation may be initiated at least one year after the date of the incident that initiated the investigation if the investigating agency has made no significant progress in solving the case:

- (a) by the victim of a first degree violent felony;
(b) by the family member of the victim of a homicide; or
(c) by the family member of a missing person.

(2) A victim or victim's family may request review of an open investigation:

- (a) first, by the chief executive of the law enforcement agency conducting the investigation;
(b) second, by the county or district attorney in the jurisdiction in which the crime occurred or the person when missing;

33            (c) third, by filing a complaint for review by the appropriate District Victim Right's  
34 Committee; and

35            (d) finally, by the Office of the Attorney General.

36            (3) Each entity in Subsection (2) shall have up to 30 days to review an open  
37 investigation request. The entity shall communicate a decision in writing to the victim or  
38 victim's family within 15 days of making the decision.