



# State of Utah

## OFFICE FOR VICTIMS OF CRIME

GARY A. SCHELLER  
Director, UOVC

SPENCER J. COX  
Governor

DEIDRE M. HENDERSON  
Lieutenant Governor

### Restitution Department Building Block Request \$290,000 ongoing from the General Fund

#### Victim Reparation Program Data FY22:

- Processed 7402 applications for reparation benefits
- Provided payment for 22,749 dates of services to or on behalf of victims of violent crime
- Benefit payments totaled \$4,864,141.31

#### Restitution Department Data:

	FY15	FY16	FY17	FY18	FY19	FY20	FY 21	FY22
# Court Hearings				40	36	59	114	301
Benefits Paid	7,604,213.22	7,920,189.39	7,324,066.36	6,737,536.14	6,216,718.22	5,520,455.53	4,767,172.23	4,864,145.31
Restitution Collected	634,749.20	735,949.20	709,147.48	590,710.35	794,302.48	997,925.75	1,280,887.35	1,150,655.58
%	8	9	10	9	13	18	27	24

#### FY23 first 2 quarters:

- Hearings 206
- Projected to attend greater than 400 court hearings in FY23
- Benefits paid: \$2,255,033.89
- Collection: \$472,286.15
- UOVC attorneys have 628 cases they are tracking for orders. UOVC staff have hundreds more.

#### Discussion:

The workload to prepare for and attend hearings has become unmanageable for 1 attorney. This request will fund an additional full-time AF and an additional FTE for UOVC. UOVC received permission to use non lapsing funds to pay the AG's Office for the remainder of the current FY23 but we do not have funding for FY24. Utah Code 63M-7-503 gives UOVC the right to seek restitution directly from the court after a defendant is sentenced. Also, UOVC is defined as a "victim" in the Crime Victims Restitution Act found at Title 77, Chapter 38b of the Utah Code and has the right to seek restitution under State v. Brown, 2014 UT 48 (2014). In addition, Utah Code 77-38b-205 requires that a restitution hearing be held whenever restitution is not ordered at sentencing and UOVC must appear in court whenever UOVC is seeking restitution. Our staff and attorneys attend hearings statewide to obtain orders of restitution. This is a GF request, however the revenue collected by the program to pay for this request will make this request budget neutral.