Effective 5/1/2024

Part 10
Victim Rights Committees

63M-7-1001 Definitions.

As used in this part:

(1) "Committee" means a victim rights committee established in each judicial district as described in Section 63M-7-1002.

(2) "Victim Services Commission" means the Utah Victim Services Commission established in Section 63M-7-902.

(3)
- (a) "Criminal justice agency" means an agency that is directly involved in the apprehension, prosecution, incarceration, or supervision of an individual involved in criminal conduct.
- (b) "Criminal justice agency" includes:
  - (i) a law enforcement agency as defined in Section 63M-7-502;
  - (ii) a prosecuting agency;
  - (iii) the Department of Corrections created in Section 64-13-2; or
  - (iv) the Board of Pardons and Parole created in Section 77-27-2.

(4) "Member" means an individual appointed to a committee.

(5) "Representative of a victim" means the same as that term is defined in Section 77-38-2.

(6)
- (a) "Victim" means an individual against whom criminal conduct has allegedly been committed.
- (b) "Victim" does not include an individual who is an accomplice or codefendant to criminal conduct.

(7) "Victim advocate" means the same as that term is defined in Section 77-37-403.

(8) "Victim's rights" means the rights afforded to a victim under Title 77, Chapter 37, Victims' Rights, Title 77, Chapter 38, Crime Victims, and Utah Constitution, Article I, Section 28.

Enacted by Chapter 160, 2024 General Session

63M-7-1002 Victim rights committee for each judicial district -- Members -- Terms.

(1) There is created a victim rights committee in each judicial district of this state.

(2) The Victim Services Commission shall appoint a chair to serve on each committee.

(3) The chair shall appoint, with the Victim Services Commission's consent, the following individuals to serve on each committee:
- (a) a county or district attorney within the judicial district, or the county or district attorney's designee;
- (b) a municipal attorney within the judicial district, or the municipal attorney's designee;
- (c) a sheriff within the judicial district, or the sheriff's designee;
- (d) a chief of police within the judicial district, or the chief of police's designee;
- (e) a representative of the Division of Adult Probation and Parole created in Section 64-14-202;
- (f) a victim advocate; and
- (g) any other representative as appropriate.

(4) A member is:
- (a) appointed to serve a four-year term; and
- (b) eligible for reappointment.

(5) When a vacancy occurs in the membership of a committee for any reason, the replacement shall be appointed for the remainder of the unexpired term.
(6) A member may not receive compensation or benefits for the member's service, but a member may receive per diem and travel expenses in accordance with:
  (a) Section 63A-3-106;
  (b) Section 63A-3-107; and
  (c) rules made by the Division of Finance pursuant to Sections 63A-3-106 and 63A-3-107.

Amended by Chapter 214, 2025 General Session

63M-7-1003 Complaint of violation of victim rights -- Criminal justice agency policy about complaints.
(1)
  (a) When a committee receives a complaint, the committee shall review the complaint to determine whether the complaint alleges a violation of a victim's rights.
  (b) If a complaint alleges a violation of a victim's rights in another judicial district, the committee shall forward the complaint to the judicial district where the violation allegedly occurred.
(2)
  (a) If the committee receives a complaint that does not allege a violation of a victim's rights, the committee shall send a letter to the victim, or the representative of a victim:
    (i) explaining that the committee may only address a violation of the victim's rights; and
    (ii) describing any other resources that may be available to the victim or the representative of the victim.
  (b) The committee shall send the letter described in Subsection (2)(a) within 30 days after the day on which the committee receives the complaint.
(3) If the complaint does allege a violation of a victim's rights, the committee shall forward a copy of the complaint to the person that is the subject of the complaint.
(4) The committee shall schedule a meeting for the committee to review the complaint as soon as practicable.
(5) If a criminal justice agency investigates a complaint regarding a violation of a victim's rights and the committee receives a complaint about the same violation, the criminal justice agency shall provide the criminal justice agency's investigative findings related to the complaint to the committee.
(6) After reviewing the complaint and any findings submitted by a criminal justice agency under Subsection (5), the committee may:
  (a) inform the person of a victim's rights and the obligations required by law;
  (b) refer the victim, or the representative of a victim, to other resources in the community; or
  (c) inform the victim, or the representative of a victim, of the victim's rights and remedies described in Title 77, Chapter 37, Victims' Rights, Title 77, Chapter 38, Crime Victims, and Utah Constitution, Article I, Section 28.
(7) Within 30 days after the day on which the committee meeting is held, the chair of the committee shall send a letter to the victim, or the representative of a victim, describing any action taken by the committee.
(8) A criminal justice agency shall establish a policy for addressing a complaint alleging a violation of a victim's rights.

Enacted by Chapter 160, 2024 General Session