

**THE COUNCIL ON SEXUAL VICTIMS AND
OFFENDERS**

1999 GENERAL SESSION

STATE OF UTAH

Sponsor: Trisha S. Beck

AN ACT RELATING TO STATE INSTITUTIONS; CREATING THE COUNCIL ON SEXUAL
VICTIMS AND OFFENDERS; PROVIDING FOR MEMBERSHIP; DELINEATING
RESPONSIBILITIES AND PROCEDURES; PROVIDING A REPORTING DATE;
APPROPRIATING \$9,600 FROM THE GENERAL FUND; AND PROVIDING A REPEAL
DATE.

This act enacts uncodified material.

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

Section 1. **The Council on Sexual Victims and Offenders -- Creation -- Membership
-- Quorum -- Compensation -- Staff.**

(1) There is created the Council on Sexual Victims and Offenders consisting of the
following members:

(a) the executive director of the Department of Corrections or the director's designee;

(b) the director of the Division of Youth Corrections in the Department of Human Services
or the director's designee;

(c) the director of Utah's Sentencing Commission or the director's designee;

(d) the executive director of the Commission on Criminal and Juvenile Justice or the
director's designee;

(e) the director of Utah's Rape Crisis Center or the director's designee;

(f) a victim of a sexual offense or a representative;

(g) a sexual offender or a representative;

(h) two members with experience in the legislative process;

(i) one member with experience in the judicial process;

(j) a member of the Child Protection Team representing the medical community;

(k) three members representing different ecclesiastical assemblies; and

(l) up to five additional members of the public representing interested parties.

(2) The members listed in Subsections (1) (a) through (e) shall select the members listed in Subsections (1)(f) through (l) at the first meeting of the council.

(3) At the first council meeting attended by a majority of all members, a chair and vice chair shall be selected.

(4) A majority of the members of the council constitute a quorum. The action of a majority of a quorum constitutes the action of the council.

(5) Members of the council may not receive compensation for their work associated with the council, but may receive per diem and expenses incurred as a member of the council at the rates established by the Division of Finance under Sections 63A-3-106 and 63A-3-107.

(6) The Department of Corrections shall provide staff and resources for the council.

Section 2. **Duties -- Interim report.**

(1) The council shall review and make recommendations on the following sexual offender and victim treatment issues:

(a) early intervention and care for both victims and offenders;

(b) postincarceration or treatment care;

(c) civil commitment for sexual offenders with mental disorders;

(d) defining sexual predators; and

(e) other related issues as determined by the council.

(2) A final report, including any proposed legislation, shall be presented to the Law Enforcement and Criminal Justice Interim Committee and to the Judiciary Interim Committee by October 1, 1999.

Section 3. **Appropriation.**

Except as provided in H.B. 4, Appropriations Coordination Act, there is appropriated from the General Fund for fiscal year 1999-2000 \$9,600 to the Department of Corrections to pay for staffing the council.

Section 4. **Repeal date.**

This act is repealed November 30, 1999.

Legislative Review Note

as of 1-26-99 10:00 AM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel