

1 **MASTER OFFENSE LIST**

2 2017 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Daniel W. Thatcher**

5 House Sponsor: Marc K. Roberts

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7 **LONG TITLE**

8 **General Description:**

9 This bill modifies provisions related to the Sentencing Commission.

10 **Highlighted Provisions:**

11 This bill:

- 12 ▶ defines terms;
- 13 ▶ requires the Sentencing Commission to:
  - 14 • create a master offense list;
  - 15 • update the master offense list annually; and
  - 16 • present the master offense list to the Law Enforcement and Criminal Justice
- 17 Interim Committee; and
- 18 ▶ makes technical and conforming changes.

19 **Money Appropriated in this Bill:**

20 None

21 **Other Special Clauses:**

22 None

23 **Utah Code Sections Affected:**

24 AMENDS:

25 **63M-7-405**, as last amended by Laws of Utah 2014, Chapter 387

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



28 Section 1. Section **63M-7-405** is amended to read:

29 **63M-7-405. Compensation of members -- Reports to the Legislature, the courts,**  
30 **and the governor.**

31 (1) (a) A member who is not a legislator may not receive compensation or benefits for  
32 the member's service, but may receive per diem and travel expenses as allowed in:

33 (i) Section [63A-3-106](#);

34 (ii) Section [63A-3-107](#); and

35 (iii) rules made by the Division of Finance according to Sections [63A-3-106](#) and  
36 [63A-3-107](#).

37 (b) Compensation and expenses of a member who is a legislator are governed by  
38 Section [36-2-2](#) and Legislative Joint Rules, Title 5, Legislative Compensation and Expenses.

39 (2) (a) ~~The~~ commission shall submit to the Legislature, the courts, and ~~[to]~~ the  
40 governor at least 60 days ~~[prior to]~~ before the annual general session of the Legislature ~~[its]~~ the  
41 commission's reports and recommendations for sentencing guidelines and amendments. ~~[It is~~  
42 ~~intended that the]~~

43 (b) ~~The~~ commission ~~[utilize]~~ shall use existing data and resources from state criminal  
44 justice agencies. ~~[The]~~

45 (c) ~~The~~ commission ~~[is authorized to]~~ may employ professional assistance and other  
46 staff members as it considers necessary or desirable.

47 (3) The commission shall ~~[be responsive to]~~ assist and respond to questions from all  
48 three branches of government, but ~~[be]~~ is part of the Commission on Criminal and Juvenile  
49 Justice for coordination on criminal and juvenile justice issues, budget, and administrative  
50 support.

51 (4) (a) As used in this Subsection (4), "master offense list" means a document that  
52 contains all offenses that exist in statute and each offense's associated penalty.

53 (b) No later than May 1, 2017, the commission shall create a master offense list.

54 (c) No later than June 30 of each calendar year, the commission shall:

55 (i) after the last day of the general legislative session, update the master offense list;

56 and

57 (ii) present the updated master offense list to the Law Enforcement and Criminal  
58 Justice Interim Committee.

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**Legislative Review Note**  
**Office of Legislative Research and General Counsel**