

HB0449S02 compared with HB0449S01

~~deleted text~~ shows text that was in HB0449S01 but was deleted in HB0449S02.

Inserted text shows text that was not in HB0449S01 but was inserted into HB0449S02.

DISCLAIMER: This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Representative Steve Eliason proposes the following substitute bill:

VICTIM RIGHTS AMENDMENTS

2018 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Steve Eliason

Senate Sponsor: _____

LONG TITLE

General Description:

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

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:

HB0449S02 compared with HB0449S01

11-58-101, Utah Code Annotated 1953

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

Section 1. Section 11-58-101 is enacted to read:

11-58-101. Review of open investigation.

(1) A review of an investigation may be initiated:

(a) (i) by the victim ~~of a first degree violent felony;~~

(ii) by the family member of the victim of a homicide ~~{ or first degree violent felony };~~

or

(iii) by the family member of a missing person; and

(b) at least one year after the date of the incident that initiated the investigation ~~{and} if~~

the investigating agency has made no significant progress in solving the case.

(2) A victim or victim's family may ~~{seek} 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 went missing;

(c) third, by filing a complaint ~~{with the Office for Victims of Crime} for review by the ~~appropriate~~ District Victim Right's Committee; and~~

(d) finally ~~{, through a review} by the Office of the Attorney General.~~

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