

VICTIM RIGHTS AMENDMENTS

2019 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Steve Eliason

Senate Sponsor: Todd Weiler

LONG TITLE

Committee Note:

The Law Enforcement and Criminal Justice Interim Committee recommended this bill.

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:

11-63-101, Utah Code Annotated 1953

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

Section 1. Section 11-63-101 is enacted to read:

11-63-101. Review of open investigation.

(1) A review of an investigation may be requested at least one year after the date of the



28 incident that initiated the original investigation if the investigating agency has made no
29 significant progress in solving the case:

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

31 (b) by the family member of the victim of a homicide; or

32 (c) by the family member of a missing person.

33 (2) A victim or victim's family may request review of an open investigation:

34 (a) first, by the chief executive of the law enforcement agency conducting the
35 investigation;

36 (b) second, by the county or district attorney in the jurisdiction in which the crime
37 occurred or the person went missing; and

38 (c) finally, by the Office of the Attorney General.

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