

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

27 Section 1. Section **76-3-203.14** is enacted to read:

28 **76-3-203.14. Victim targeting penalty enhancement -- Penalties.**

29 (1) As used in this section "personal attribute" means:

30 (a) age;

31 (b) ancestry;

32 (c) disability;

33 (d) ethnicity;

34 (e) familial status;

35 (f) gender identity;

36 (g) homelessness;

37 (h) marital status;

38 (i) matriculation;

39 (j) national origin;

39a **H→ (k) political expression;**

40 ~~[(k)]~~ **(l) ←H race;**

41 **H→ [(t)] (m) ←H religion;**

42 **H→ [(m)] (n) ←H sex;**

43 **H→ [(n)] (o) ←H sexual orientation;**

44 **H→ [(o)] (p) ←H service in the U.S. Armed Forces;**

45 **H→ [(p)] (q) ←H status as an emergency responder, as defined in Section 53-2b-102; or**

46 **H→ [(q)] (r) ←H status as a law enforcement officer, correctional officer, special function**

46a officer, or

47 any other peace officer, as defined in Title 53, Chapter 13, Peace Officer Classifications.

48 (2) A defendant is subject to enhanced penalties under Subsection (3) if the defendant
49 intentionally selects:

50 (a) the victim of the criminal offense because of the defendant's belief or perception
51 regarding the victim's personal attribute or a personal attribute of another individual or group of
52 individuals with whom the victim has a relationship; or

53 (b) the property damaged or otherwise affected by the criminal offense because of the
54 defendant's belief or perception regarding the property owner's, possessor's, or occupant's
55 personal attribute or a personal attribute of another individual or group of individuals with
56 whom the property owner, possessor, or occupant has a relationship.