

RAMPAGE VIOLENCE PREVENTION STUDY

2020 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Lee B. Perry

Senate Sponsor: Daniel W. Thatcher

Cosponsors: Val K. Potter

Brad M. Daw Susan Pulsipher

Kelly B. Miles

LONG TITLE

General Description:

This bill requires the State Commission on Criminal and Juvenile Justice to conduct a study on rampage violence.

Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ requires the State Commission on Criminal and Juvenile Justice to conduct a study on rampage violence;
- ▶ authorizes the State Commission on Criminal and Juvenile Justice to contract with a state agency, private entity, or research institution to assist in the study on rampage violence;
- ▶ requires the State Commission on Criminal and Juvenile Justice to report to the Law Enforcement and Criminal Justice Interim Committee regarding the study on rampage violence;
- ▶ creates the Rampage Violence Prevention Study Fund; and
- ▶ makes technical changes.

Money Appropriated in this Bill:

27 None

28 **Other Special Clauses:**

29 None

30 **Utah Code Sections Affected:**

31 AMENDS:

32 **63I-2-263**, as last amended by Laws of Utah 2019, Chapters 182, 240, 246, 325, 370,
33 and 483

34 ENACTS:

35 **63M-7-213**, Utah Code Annotated 1953

36 **63M-7-213.5**, Utah Code Annotated 1953



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

39 Section 1. Section **63I-2-263** is amended to read:

40 **63I-2-263. Repeal dates, Title 63A to Title 63N.**

41 (1) On July 1, 2020:

42 (a) Subsection **63A-1-203(5)(a)(i)** is repealed; and

43 (b) in Subsection **63A-1-203(5)(a)(ii)**, the language that states "appointed on or after
44 May 8, 2018," is repealed.

45 [~~(2) Sections **63C-4a-307** and **63C-4a-309** are repealed January 1, 2020.~~]

46 [~~(3)~~] (2) Title 63C, Chapter 19, Higher Education Strategic Planning Commission is
47 repealed July 1, 2020.

48 [~~(4)~~] (3) The following sections regarding the World War II Memorial Commission are
49 repealed on July 1, 2020:

50 (a) Section **63G-1-801**;

51 (b) Section **63G-1-802**;

52 (c) Section **63G-1-803**; and

53 (d) Section **63G-1-804**.

- 54 ~~[(5)]~~ (4) In relation to the State Fair Park Committee, on January 1, 2021:
- 55 (a) Section [63H-6-104.5](#) is repealed; and
- 56 (b) Subsections [63H-6-104\(8\)](#) and (9) are repealed.
- 57 ~~[(6)]~~ (5) Section [63H-7a-303](#) is repealed on July 1, 2022.
- 58 ~~[(7)]~~ (6) In relation to the Employability to Careers Program Board, on July 1, 2022:
- 59 (a) Subsection [63J-1-602.1\(52\)](#) is repealed;
- 60 (b) Subsection [63J-4-301\(1\)\(h\)](#), related to the review of data and metrics, is repealed;
- 61 and
- 62 (c) Title 63J, Chapter 4, Part 7, Employability to Careers Program, is repealed.
- 63 ~~[(8)]~~ (7) Section [63J-4-708](#) is repealed January 1, 2023.
- 64 (8) Sections [63M-7-213](#) and [63M-7-213.5](#) are repealed on January 1, 2023.
- 65 Section 2. Section **63M-7-213** is enacted to read:
- 66 **63M-7-213. Study on rampage violence -- Report.**
- 67 (1) As used in this section:
- 68 (a) "Perpetrator" means an individual responsible for a rampage violence incident.
- 69 (b) "Rampage violence incident" means a violent act or shooting that occurs in a place
- 70 of public use and results in at least three fatalities.
- 71 (2) Before October 2022, the State Commission on Criminal and Juvenile Justice shall
- 72 conduct a study on rampage violence incidents.
- 73 (3) The study described in Subsection (2) shall:
- 74 (a) evaluate rampage violence incidents that have occurred in the United States by
- 75 researching, for each rampage violence incident evaluated:
- 76 (i) where the rampage violence incident took place;
- 77 (ii) the duration of the rampage violence incident;
- 78 (iii) the weapon used in the rampage violence incident;
- 79 (iv) whether the perpetrator:
- 80 (A) had any history of mental illness, substance abuse, criminal or domestic violence

81 charges, or making violent threats; or

82 (B) experienced a significant life stressor before the rampage violence incident;

83 (v) the age and gender of the perpetrator; and

84 (vi) any apparent motive of the perpetrator for the rampage violence incident;

85 (b) evaluate rampage violence incidents that have occurred in the state in the manner
86 described in Subsection (3)(a); and

87 (c) examine policies or legislation enacted in the United States in response to a
88 rampage violence incident and the effectiveness of the policies or legislation.

89 (4) The State Commission on Criminal and Juvenile Justice shall ensure that the study
90 described in Subsection (2) is conducted:

91 (a) in an unbiased manner with no preconceived notions about potential results; and

92 (b) by a multidisciplinary team comprised of individuals who represent the following
93 disciplines:

94 (i) public health;

95 (ii) mental health;

96 (iii) social science; and

97 (iv) criminal science.

98 (5) The State Commission on Criminal and Juvenile Justice may contract with another
99 state agency, private entity, or research institution to assist the State Commission on Criminal
100 and Juvenile Justice with the study described in Subsection (2).

101 (6) (a) Before November 30, 2022, the State Commission on Criminal and Juvenile
102 Justice shall submit to the Law Enforcement and Criminal Justice Interim Committee a final
103 report regarding the study described in Subsection (2), including proposed legislation and
104 recommendations for prevention of rampage violence incidents.

105 (b) The final report shall include references to all sources of information and data used
106 in the final report and study.

107 Section 3. Section **63M-7-213.5** is enacted to read:

108 **63M-7-213.5. Rampage Violence Prevention Study Fund.**

109 (1) There is created an expendable special revenue fund known as the "Rampage
110 Violence Prevention Study Fund."

111 (2) The fund shall consist of:

112 (a) gifts, grants, donations, or any other conveyance of money that may be made to the
113 fund from public or private individuals or entities; and

114 (b) interest earned on money in the fund.

115 (3) The State Commission on Criminal and Juvenile Justice shall administer the fund
116 in accordance with this section.

117 (4) (a) The State Commission on Criminal and Juvenile Justice shall award fund
118 money to an entity or individual for the purpose of administering the study described in Section
119 63M-7-213.

120 (b) Fund money may only be used for the purposes described in this Subsection (4).

121 (5) The state treasurer shall invest the money in the fund under Title 51, Chapter 7,
122 State Money Management Act, except that all interest and other earnings derived from the fund
123 shall be deposited into the fund.

124 (6) Before November 30, 2021, the State Commission on Criminal and Juvenile Justice
125 shall submit to the Executive Offices and Criminal Justice Appropriations Subcommittee a
126 written report regarding the status of the fund, including the contributions received and
127 expenditures made from the fund.