

1 **MURDERED AND MISSING INDIGENOUS WOMEN, GIRLS,**
2 **AND LGBTQ+ TASK FORCE**

3 2020 GENERAL SESSION

4 STATE OF UTAH

5 **Chief Sponsor: Angela Romero**

6 Senate Sponsor: David P. Hinkins

8 **LONG TITLE**

9 **General Description:**

10 This bill creates the Murdered and Missing Indigenous Women, Girls, and LGBTQ+
11 Task Force.

12 **Highlighted Provisions:**

13 This bill:

- 14 ▶ creates the task force; and
- 15 ▶ specifies duties of the task force.

16 **Money Appropriated in this Bill:**

17 This bill appropriates in fiscal year 2021:

- 18 ▶ to the Legislature - Senate as a one-time appropriation:
 - 19 • from the General Fund, \$20,000;
- 20 ▶ to the Legislature - House of Representatives as a one-time appropriation:
 - 21 • from the General Fund, \$20,000.

22 **Other Special Clauses:**

23 This bill provides a repeal date.

24 **Utah Code Sections Affected:**

25 ENACTS:

26 **36-29-107**, Utah Code Annotated 1953



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

29 Section 1. Section **36-29-107** is enacted to read:

30 **36-29-107. Murdered and Missing Indigenous Women, Girls, and LGBTQ+ Task**
31 **Force -- Creation -- Membership -- Quorum -- Compensation -- Staff -- Vacancies --**
32 **Duties -- Interim Report.**

33 (1) As used in this section, "task force" means the Murdered and Missing Indigenous
34 Women, Girls, and LGBTQ+ Task Force created in Subsection (2).

35 (2) There is created a Murdered and Missing Indigenous Women, Girls, and LGBTQ+
36 Task Force consisting of the following 15 members:

37 (a) three members of the Senate appointed by the president of the Senate, no more than
38 two of whom may be from the same political party;

39 (b) three members of the House of Representatives appointed by the speaker of the
40 House of Representatives, no more than two of whom may be from the same political party;

41 (c) the following eight members, appointed jointly by the president of the Senate and
42 the speaker of the House of Representatives:

43 (i) a member of a nonprofit organization primarily serving Utah's Native American
44 community;

45 (ii) a representative of a Utah Native American tribe;

46 (iii) a representative of a victim advocate organization serving Utah's Native American
47 population;

48 (iv) A Utah Native American Tribal Judge;

49 (v) a Native American woman or Native American LGBTQ+ survivor of gender
50 violence;

51 (vi) a researcher from the University of Utah;

52 (vii) a sheriff of a county that:

53 (A) is not a county of the first or second class; and

54 (B) has, within its boundaries, a federally recognized Native American tribe; and

55 (viii) a representative of the Department of Public Safety; and

56 (d) a representative in Utah of a federal law enforcement agency invited to participate
57 by the president of the Senate and the speaker of the House of Representatives.

58 (3) (a) A vacancy shall be filled by appointing or inviting a replacement member in the

59 same manner as the member creating the vacancy was appointed or invited under Subsection
60 (2).

61 (b) Each member of the task force shall serve until a successor is appointed or invited
62 and qualified.

63 (4) (a) The president of the Senate shall designate a member of the Senate appointed
64 under Subsection (2)(a) as a cochair of the task force.

65 (b) The speaker of the House of Representatives shall designate a member of the House
66 of Representatives appointed under Subsection (2)(b) as a cochair of the task force.

67 (5) (a) A quorum consists of:

68 (i) a majority of the legislator members from each chamber; and

69 (ii) a majority of the nonlegislator members.

70 (b) The action of a majority of a quorum constitutes an action of the task force.

71 (6) (a) Salaries and expenses of the members of the task force who are legislators shall
72 be paid in accordance with Section [36-2-2](#) and Legislative Joint Rules, Title 5, Chapter 3,
73 Legislator Compensation.

74 (b) A member of the task force who is not a legislator:

75 (i) may not receive compensation or benefits for the member's service associated with
76 the task force; and

77 (ii) may receive per diem and travel expenses incurred as a member of the task force at
78 the rates established by the Division of Finance in accordance with Sections [63A-3-106](#) and
79 [63A-3-107](#) and rules made by the Division of Finance pursuant to Sections [63A-3-106](#) and
80 [63A-3-107](#).

81 (7) The Office of Legislative Research and General Counsel shall provide staff support
82 to the task force.

83 (8) The task force shall:

84 (a) identify the systemic causes behind violence that indigenous women, girls, and
85 LGBTQ+ experience, including patterns and underlying factors that explain why
86 disproportionately high levels of violence occur against indigenous women, girls, and
87 LGBTQ+, including underlying historical, social, economic, institutional, and cultural factors
88 which may contribute to the violence;

89 (b) identify gaps in local, state, and federal law enforcement agency data collection

90 related to missing and murdered indigenous women, girls, and LGBTQ+;

91 (c) study an effective mechanism for law enforcement in Utah to collect uniform data
92 improvements for law enforcement in addressing the murdered and missing indigenous
93 women, girls, and LGBTQ+ crisis in Utah; and

94 (d) based on review and analysis of the collected data, recommend improvements in
95 the criminal justice and social service systems for preventing and addressing the murdered and
96 missing indigenous women, girls, and LGBTQ+ crisis in Utah.

97 (9) (a) On or before November 30, 2020, the task force shall provide a report, including
98 any proposed legislation, to the Law Enforcement and Criminal Justice Interim Committee.

99 (b) The report shall include:

100 (i) existing or proposed institutional policies and practices that are effective in reducing
101 gender violence and increasing safety of indigenous women, girls, and LGBTQ+; and

102 (ii) recommendations for improvements in the criminal justice and social service
103 systems for preventing and addressing the murdered and missing indigenous women, girls, and
104 LGBTQ+ crisis in Utah.

105 **Section 2. Appropriation.**

106 The following sums of money are appropriated for the fiscal year beginning July 1,
107 2020, and ending June 30, 2021. These are additions to amounts previously appropriated for
108 fiscal year 2021. Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures
109 Act, the Legislature appropriates the following sums of money from the funds or accounts
110 indicated for the use and support of the government of the state of Utah.

111 ITEM 1

112 To Legislature - Senate

113 From General Fund, One-time \$20,000

114 Schedule of Programs:

115 Administration \$20,000

116 ITEM 2

117 To Legislature - House of Representatives

118 From General Fund, One-time \$20,000

119 Schedule of Programs:

120 Administration \$20,000

121 The Legislature intends that an appropriation provided under these items be used for
122 expenses relating to the Murdered and Missing Indigenous Women, Girls, and LGBTQ+ Task
123 Force as described in Section [36-29-107](#).

124 Section 3. **Repeal date.**

125 Section [36-29-107](#) is repealed on November 30, 2020.