

PROTECTION OF VULNERABLE INDIVIDUALS

2022 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Brian S. King

Senate Sponsor: _____

LONG TITLE

General Description:

This bill identifies circumstances where it is a crime to fail to aid a crime victim.

Highlighted Provisions:

This bill:

- ▶ identifies circumstances where it is a crime to fail to aid a crime victim;
- ▶ prohibits distribution of a recording of the crime unless the crime has been reported to law enforcement; and
- ▶ provides that the Good Samaritan statute applies if the person provides assistance to the victim.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

76-9-703.1, Utah Code Annotated 1953

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

Section 1. Section **76-9-703.1** is enacted to read:

76-9-703.1. Failure to aid a crime victim.



28 (1) As used in this section, "distribute" means to sell, exhibit, display, provide, give,
29 grant admission to, provide access to, post, or otherwise transfer or present an image to another
30 individual.

31 (2) An actor commits the offense of failure to aid a crime victim if the actor:
32 (a) witnesses a felony in progress being committed against another individual;
33 (b) knows that the victim is in need of immediate assistance;
34 (c) fails to either:
35 (i) summon law enforcement or other assistance; or
36 (ii) provide assistance to the victim;
37 (d) intentionally creates a record of all or part of a felony in progress against another
38 individual through visual depiction, photograph, film, video, recording, or picture; and
39 (e) distributes the record to someone other than law enforcement.

40 (3) A violation of Subsection (2) is a class B misdemeanor.

41 (4) Notwithstanding Subsection (2), an actor is not guilty of failure to aid a crime
42 victim if, prior to distributing the record, the actor reports the felony to law enforcement or
43 reasonably believes that another individual has reported the felony to law enforcement.

44 (5) An individual who provides aid to a victim under this section is immune from civil
45 liability under the provisions of Section [78B-4-501](#).