

## 2nd Sub. H.B. 218 RESTITUTION REVISIONS

SENATE FLOOR AMENDMENTS

AMENDMENT 1

FEBRUARY 16, 2024 10:54 AM

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Senator **Todd D. Weiler** proposes the following amendments:

1. *Page 10, Lines 300 through 301:*

300        (10) "Dependent support" means the financial obligation of an individual to provide for  
301    the routine needs of a dependent, including food, clothing, health care, safety, or shelter.

2. *Page 14, Lines 411 through 417:*

411        [~~(c)~~] (2) (a)    ~~{In}~~    Except as provided in Subsection (2)(b), in determining the amount of  
          pecuniary damages under Subsection  
412    (1)(a)(ii) or (b)(ii), the court shall consider all relevant facts to establish an amount that fully  
413    compensates a victim for all pecuniary damages proximately caused by the criminal conduct of  
414    the defendant.  
415        (b) If the court determines that the defendant owes pecuniary damages to a dependent  
416    for dependent support ~~{under Subsection (2)(a)}~~ , the court shall establish the amount of  
417    dependent support owed to the dependent as described in Section 77-38b-206.

**(c) Subsection (2)(b) does not prohibit the court from also ordering restitution for a victim under Subsection (2)(a) that is not dependent support.**