

VICTIM RIGHTS AMENDMENTS

2019 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Steve Eliason

Senate Sponsor: _____

LONG TITLE

Committee Note:

The Law Enforcement and Criminal Justice Interim Committee recommended this bill.

General Description:

This bill allows investigations to be reviewed at the request of a victim or victim's family.

Highlighted Provisions:

This bill:

- creates a review process for open investigations.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

11-63-101, Utah Code Annotated 1953

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

Section 1. Section **11-63-101** is enacted to read:

11-63-101. Review of open investigation.

(1) A review of an investigation may be requested at least one year after the date of the



incident that initiated the original investigation if the investigating agency has made no significant progress in solving the case:

(a) by the victim of a first degree violent felony;

(b) by the family member of the victim of a homicide; or

(c) by the family member of a missing person.

(2) A victim or victim's family may request review of an open investigation:

(a) first, by the chief executive of the law enforcement agency conducting the investigation;

(b) second, by the county or district attorney in the jurisdiction in which the crime occurred or the person went missing; and

(c) finally, by the Office of the Attorney General.

(3) Each entity in Subsection (2) shall have up to 30 days to review an open investigation request. The entity shall communicate a decision in writing to the victim or victim's family within 15 days of making the decision.