

**Representative Ryan D. Wilcox** proposes the following substitute bill:

**PUBLIC SAFETY DATA AMENDMENTS**

2024 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Ryan D. Wilcox**

Senate Sponsor: Kirk A. Cullimore

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**LONG TITLE**

**General Description:**

This bill amends and enacts provisions related to the collection and reporting of public safety data.

**Highlighted Provisions:**

This bill:

- ▶ defines terms;
- ▶ requires the Alcohol Abuse Tracking Committee to report certain information to the State Commission on Criminal and Juvenile Justice and to the Law Enforcement and Criminal Justice Interim Committee;
- ▶ amends the dates for certain required reports;
- ▶ renames the "criminal and juvenile justice database" to the "public safety portal";
- ▶ clarifies that the State School Board's school disciplinary and law enforcement action report is a report required to be included in the public safety portal managed by the State Commission on Criminal and Juvenile Justice;
- ▶ provides the State Commission on Criminal and Juvenile Justice with authority to contract with private and governmental entities to assist criminal justice agencies in complying with certain data reporting requirements;
- ▶ creates the public safety portal grant program; and



26           ▶ makes technical and conforming changes.

27 **Money Appropriated in this Bill:**

28           None

29 **Other Special Clauses:**

30           This bill provides a special effective date.

31 **Utah Code Sections Affected:**

32 AMENDS:

33           **26B-1-427**, as renumbered and amended by Laws of Utah 2023, Chapter 305

34           **53E-3-516**, as last amended by Laws of Utah 2023, Chapters 115, 161

35           **63A-16-1001**, as last amended by Laws of Utah 2023, Chapter 161

36           **63A-16-1002**, as last amended by Laws of Utah 2023, Chapters 158, 161, 382, and 448

37           **63M-7-214**, as last amended by Laws of Utah 2022, Chapter 390

38           **63M-7-216**, as last amended by Laws of Utah 2023, Chapter 330

39           **63M-7-218**, as last amended by Laws of Utah 2023, Chapters 158, 161 and 382

40 ENACTS:

41           **63A-16-1003**, Utah Code Annotated 1953



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

44           Section 1. Section **26B-1-427** is amended to read:

45           **26B-1-427. Alcohol Abuse Tracking Committee --Tracking effects of abuse of**  
46 **alcoholic products.**

47           (1) There is created a committee within the department known as the Alcohol Abuse  
48 Tracking Committee that consists of:

49           (a) the executive director or the executive director's designee;

50           (b) the commissioner of the Department of Public Safety or the commissioner's  
51 designee;

52           (c) the director of the Department of Alcoholic Beverage Services or that director's  
53 designee;

54           (d) the executive director of the Department of Workforce Services or that executive  
55 director's designee;

56           (e) the chair of the Utah Substance Use and Mental Health Advisory Council or the

57 chair's designee;

58 (f) the state court administrator or the state court administrator's designee; and

59 (g) the director of the Division of Technology Services or that director's designee.

60 (2) The executive director or the executive director's designee shall chair the

61 committee.

62 (3) (a) Four members of the committee constitute a quorum.

63 (b) A vote of the majority of the committee members present when a quorum is present  
64 is an action of the committee.

65 (4) The committee shall meet at the call of the chair, except that the chair shall call a  
66 meeting at least twice a year:

67 (a) with one meeting held each year to develop the report required under Subsection  
68 (7); and

69 (b) with one meeting held to review and finalize the report before the report is issued.

70 (5) The committee may adopt additional procedures or requirements for:

71 (a) voting, when there is a tie of the committee members;

72 (b) how meetings are to be called; and

73 (c) the frequency of meetings.

74 (6) The committee shall establish a process to collect for each calendar year the  
75 following information:

76 (a) the number of individuals statewide who are convicted of, plead guilty to, plead no  
77 contest to, plead guilty in a similar manner to, or resolve by diversion or its equivalent to a  
78 violation related to underage drinking of alcohol;

79 (b) the number of individuals statewide who are convicted of, plead guilty to, plead no  
80 contest to, plead guilty in a similar manner to, or resolve by diversion or its equivalent to a  
81 violation related to driving under the influence of alcohol;

82 (c) the number of violations statewide of Title 32B, Alcoholic Beverage Control Act,  
83 related to over-serving or over-consumption of an alcoholic product;

84 (d) the cost of social services provided by the state related to abuse of alcohol,  
85 including services provided by the Division of Child and Family Services;

86 (e) the location where the alcoholic products that result in the violations or costs  
87 described in Subsections (6)(a) through (d) are obtained; and

88 (f) any information the committee determines can be collected and relates to the abuse  
89 of alcoholic products.

90 (7) The committee shall:

91 (a) report the information collected under Subsection (6) annually to the governor [~~and~~  
92 ~~the Legislature~~], the Law Enforcement and Criminal Justice Interim Committee, and the State  
93 Commission on Criminal and Juvenile Justice by no later than the July 1 immediately  
94 following the calendar year for which the information is collected; and

95 (b) provide all data collected before January 1, 2024, under Subsection (6) to the State  
96 Commission on Criminal and Juvenile Justice.

97 Section 2. Section **53E-3-516** is amended to read:

98 **53E-3-516. School disciplinary and law enforcement action report -- Rulemaking**  
99 **authority.**

100 (1) As used in this section:

101 (a) "Dangerous weapon" means the same as that term is defined in Section **53G-8-510**.

102 [~~(b) "Disciplinary action" means an action by a public school meant to formally~~  
103 ~~discipline a student of that public school that includes a suspension or expulsion.]~~

104 (b) (i) "Law enforcement action" means a significant law enforcement interaction with  
105 a minor.

106 (ii) "Law enforcement action" includes the following actions against a minor:

107 (A) a search and seizure ~~by a school resource officer~~ ;

108 (B) an arrest;

109 (C) the issuance of a citation;

110 (D) the filing of a delinquency petition, indictment, or criminal information; ~~or~~ ;

111 (E) a referral to the juvenile court ; ~~or~~ ;

111a (F) **use of force by a law enforcement officer.** ;

112 (c) "Law enforcement agency" means the same as that term is defined in Section

113 **77-7a-103.**

113a ~~(d) "Law enforcement officer" means the same as that term is defined in Section 53-13-~~

113b ~~103.~~ ;

114 ~~(d)~~ (e) "Minor" means the same as that term is defined in Section **80-1-102**.

115 (e) ~~"Other law enforcement activity" means a significant law enforcement interaction~~  
116 ~~with a minor that does not result in an arrest, including:~~

117 (i) ~~a search and seizure by an SRO;~~

118 (ii) ~~issuance of a criminal citation;~~

119 [~~(iii)~~ issuance of a ticket or summons;]

120 [~~(iv)~~ filing a delinquency petition; or]

121 [~~(v)~~ referral to a probation officer.]

122 ~~Ĥ~~→ ~~[(e)-(h)]~~ (f) (i) ←~~Ĥ~~ "School disciplinary action" means an action by a public school to  
122a formally

123 discipline a student of that public school.

124 (ii) "School disciplinary action" includes a suspension or an expulsion.

125 ~~Ĥ~~→ ~~[(f)]~~ (g) ←~~Ĥ~~ "School is in session" means the hours of a day during which a public  
125a school

126 conducts instruction for which student attendance is counted toward calculating average daily  
127 membership.

128 ~~Ĥ~~→ ~~[(g)-(h)]~~ (h) (i) ←~~Ĥ~~ "School-sponsored activity" means an activity, fundraising event,  
128a club, camp,

129 clinic, or other event or activity that is authorized by a specific public school, according to LEA  
130 governing board policy, and satisfies at least one of the following conditions:

131 (A) the activity is managed or supervised by a school district, public school, or public  
132 school employee;

133 (B) the activity uses the school district or public school facilities, equipment, or other  
134 school resources; or

135 (C) the activity is supported or subsidized, more than inconsequentially, by public  
136 funds, including the public school's activity funds or Minimum School Program dollars.

137 (ii) "School-sponsored activity" includes preparation for and involvement in a public  
138 performance, contest, athletic competition, demonstration, display, or club activity.

139 ~~Ĥ~~→ ~~[(h)]~~ (i) ←~~Ĥ~~ "School resource officer" or "SRO" means the same as that term is defined  
139a in

140 Section [53G-8-701](#).

141 (2) [~~Beginning on July 1, 2023, the~~] The state board shall develop an annual report  
142 regarding the following incidents that occur on school grounds while school is in session or  
143 during a school-sponsored activity:

144 [~~(a)~~ arrests of a minor;]

145 [~~(b)~~ other law enforcement activities;]

146 [~~(c)~~] (a) school disciplinary actions; [and]

147 [~~(d)~~] (b) minors found in possession of a dangerous weapon[-]; and

148 (c) law enforcement actions.

149 (3) Pursuant to state and federal law, law enforcement agencies shall collaborate with  
150 the state board and LEAs to provide and validate data and information necessary to complete  
151 the report described in Subsection (2), as requested by an LEA or the state board.

152 (4) The report described in Subsection (2) shall include the following information  
153 listed separately for each school in an LEA:

154 ~~[(a) the number of arrests of a minor, including the reason why the minor was~~  
155 ~~arrested;]~~

156 ~~[(b)]~~ (a) the number of ~~[other]~~ law enforcement ~~[activities]~~ actions, including the  
157 following information for each incident:

158 (i) the reason for the ~~[other]~~ law enforcement ~~[activity]~~ action; and

159 (ii) the type of ~~[other]~~ law enforcement ~~[activity]~~ action used;

160 ~~[(c)]~~ (b) the number of school disciplinary actions ~~[imposed]~~, including the following  
161 information for each incident:

162 (i) the reason for the school disciplinary action; and

163 (ii) the type of school disciplinary action;

164 ~~[(d)]~~ (c) the number of SROs employed;

165 ~~[(e)]~~ (d) if applicable, the demographics of an individual who is subject to, as the  
166 following are defined in Section 53G-9-601, bullying, hazing, cyber-bullying, or retaliation;  
167 and

168 ~~[(f)]~~ (e) the number of minors found in possession of a dangerous weapon on school  
169 grounds while school is in session or during a school-sponsored activity.

170 (5) The report described in Subsection (2) shall include the following information, in  
171 aggregate, for each element described in Subsections (4)(a) ~~[through (c)]~~ and (b):

172 (a) age;

173 (b) grade level;

174 (c) race;

175 (d) sex; and

176 (e) disability status.

177 (6) Information included in the annual report described in Subsection (2) shall comply  
178 with:

179 (a) Chapter 9, Part 3, Student Data Protection;

180 (b) Chapter 9, Part 2, Student Privacy; and

181 (c) the Family Education Rights and Privacy Act, 20 U.S.C. Secs. 1232g and 1232h.

182 (7) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the  
183 state board shall make rules to compile the report described in Subsection (2).

184 (8) The state board shall provide the report described in Subsection (2):

185 (a) in accordance with Section 53E-1-203 for incidents that occurred during the  
186 previous school year; and

187 (b) to the State Commission on Criminal and Juvenile Justice before July 1 of each  
188 year for incidents that occurred during the previous school year.

189 Section 3. Section 63A-16-1001 is amended to read:

190 **63A-16-1001. Definitions.**

191 As used in this part:

192 (1) "Commission" means the State Commission on Criminal and Juvenile Justice  
193 created in Section 63M-7-201.

194 (2) "Criminal justice agency" means an agency or institution directly involved in the  
195 apprehension, prosecution, and incarceration of an individual involved in criminal activity,  
196 including law enforcement, correctional facilities, jails, courts, probation, and parole.

197 [~~(3) "Database" means the criminal and juvenile justice database created in this part.]~~

198 [~~(4)~~ (3) "Division" means the Division of Technology Services created in Section  
199 63A-16-103.

200 (4) "Grant" means a grant awarded under Section 63A-16-1003.

201 (5) "Program" means the public safety portal grant program created in Section  
202 63A-16-1003.

203 (6) "Public safety portal" means the data portal created in Section 63A-16-1002.

204 (7) "State board" means the State Board of Education.

205 Section 4. Section 63A-16-1002 is amended to read:

206 **63A-16-1002. Public safety portal.**

207 (1) The commission shall oversee the creation and management of a [~~criminal and~~  
208 ~~juvenile justice database~~] public safety portal for information and data required to be reported  
209 to the commission[~~, organized by county,~~] and accessible to all criminal justice agencies in the  
210 state.

211 (2) The division shall assist with the development and management of the [~~database~~]

212 public safety portal.

213 (3) The division, in collaboration with the commission, shall create:

214 (a) master standards and formats for information submitted to the [~~database~~] public  
215 safety portal;

216 (b) a [~~portal~~] gateway, bridge, website, or other method for reporting entities to provide  
217 the information;

218 (c) a master data management index or system to assist in the retrieval of information  
219 [~~in the database~~] from the public safety portal;

220 (d) a protocol for accessing information in the [~~database~~] public safety portal that  
221 complies with state privacy regulations; and

222 (e) a protocol for real-time audit capability of all data accessed [~~through~~] from the  
223 public safety portal by participating data source, data use entities, and regulators.

224 [~~(4) Each criminal justice agency charged with reporting information to the~~  
225 ~~commission shall provide the data or information to the database in a form prescribed by the~~  
226 ~~commission.~~]

227 [(5)] (4) The [~~database~~] public safety portal shall be the repository for the statutorily  
228 required data described in:

229 (a) Section 13-53-111, recidivism reporting requirements;

230 (b) Section 17-22-32, county jail reporting requirements;

231 (c) Section 17-55-201, Criminal Justice Coordinating Councils reporting;

232 (d) Section 26B-1-427, Alcohol Abuse Tracking Committee;

233 [(4)] (e) Section 41-6a-511, courts to collect and maintain data;

234 [(e)] (f) Section 53-23-101, reporting requirements for reverse-location warrants;

235 [(f)] (g) Section 53-24-102, sexual assault offense reporting requirements for law  
236 enforcement agencies;

237 (h) Section 53E-3-516, school disciplinary and law enforcement action report;

238 [(g)] (i) Section 63M-7-214, law enforcement agency grant reporting;

239 [(h)] (j) Section 63M-7-216, prosecutorial data collection;

240 [(i)] (k) Section 64-13-21, supervision of sentenced offenders placed in community;

241 [(j)] (l) Section 64-13-25, standards for programs;

242 [(k)] (m) Section 64-13-45, department reporting requirements;



243            ~~[(t)]~~ (n) Section 64-13e-104, housing of state probationary inmates or state parole  
 244 inmates;

245            ~~[(m)]~~ (o) Section 77-7-8.5, use of tactical groups;

246            ~~[(n)]~~ (p) Section 77-11b-404, forfeiture reporting requirements;

247            ~~[(o)]~~ (q) Section 77-20-103, release data requirements;

248            ~~[(p)]~~ (r) Section 77-22-2.5, court orders for criminal investigations;

249            ~~[(q)]~~ (s) Section 78A-2-109.5, court demographics reporting;

250            ~~[(r)]~~ (t) Section 80-6-104, data collection on offenses committed by minors; and

251            ~~[(s)]~~ (u) any other statutes which require the collection of specific data and the  
 252 reporting of that data to the commission.

253            ~~[(6)]~~ (5) ~~[The]~~ Before October 1, 2025, the commission shall report[:]

254            ~~[(a) progress on the database, including creation, configuration, and data entered, to the~~  
 255 ~~Law Enforcement and Criminal Justice Interim Committee not later than November 2022; and]~~

256            ~~[(b) all data collected [as of December 31, 2022;] to the Law Enforcement and~~  
 257 ~~Criminal Justice Interim Committee[, the House Law Enforcement and Criminal Justice~~  
 258 ~~Standing Committee, and the Senate Judiciary, Law Enforcement and Criminal Justice~~  
 259 ~~Standing Committee not later than January 16, 2023].~~

260            (6) The commission may:

261            (a) enter into contracts with private or governmental entities to assist entities in  
 262 complying with the data reporting requirements of Subsection (4); and

263            (b) adopt, in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking  
 264 Act, rules to administer this section, including establishing requirements and procedures for  
 265 collecting the data described in Subsection (4).

266            Section 5. Section **63A-16-1003** is enacted to read:

267            **63A-16-1003. Public safety portal grant program.**

268            (1) (a) There is created within the commission the public safety portal grant program.

269            (b) The purpose of the program is to award grants to assist entities in complying with  
 270 the data reporting requirements described in Subsection 63A-16-1002(4).

271            (c) The program is funded with existing appropriations previously designated for the  
 272 purpose of facilitating data collection and any ongoing appropriations made by the Legislature  
 273 for the program.

274 (2) An entity that submits a proposal for a grant to the commission shall include details  
275 in the proposal regarding:

276 (a) how the entity plans to use the grant to fulfill the purpose described in Subsection  
277 (1)(b);

278 (b) any plan to use funding sources in addition to the grant for proposal;

279 (c) any existing or planned partnerships with another individual or entity to implement  
280 the proposal; and

281 (d) other information the commission determines is necessary to evaluate the proposal.

282 (3) When evaluating a proposal for a grant, the commission shall consider:

283 (a) the likelihood that the proposal will accomplish the purpose described in  
284 Subsection (1)(b);

285 (b) the cost of the proposal; and

286 (c) the viability and sustainability of the proposal.

287 (4) Subject to Subsection (2), the commission may make rules, in accordance with  
288 Title 63G, Chapter 3, Utah Administrative Rulemaking Act, to establish:

289 (a) eligibility criteria for a grant;

290 (b) the form and process for submitting a proposal to the commission for a grant;

291 (c) the method and formula for determining a grant amount; and

292 (d) reporting requirements for a grant recipient.

293 Section 6. Section **63M-7-214** is amended to read:

294 **63M-7-214. Commission on Criminal and Juvenile Justice -- Grants.**

295 (1) As used in this section:

296 (a) "Commission" means the Commission on Criminal and Juvenile Justice created in  
297 Section [63M-7-201](#).

298 (b) "Law enforcement agency" means a state or local law enforcement agency.

299 (c) "Other appropriate agency" means a state or local government agency, or a  
300 nonprofit organization, that works to prevent illegal drug activity and enforce laws regarding  
301 illegal drug activity and related criminal activity by:

302 (i) programs, including education, prevention, treatment, and research programs; and

303 (ii) enforcement of laws regarding illegal drugs.

304 (2) The commission shall implement law enforcement operations and programs related

305 to reducing illegal drug activity as listed in Subsection (3).

306 (3) (a) The first priority of the commission is to annually allocate not more than  
307 \$2,500,000, depending upon funding available from other sources, to directly fund the  
308 operational costs of state and local law enforcement agencies' drug or crime task forces,  
309 including multijurisdictional task forces.

310 (b) The second priority of the commission is to allocate grants for specified law  
311 enforcement agency functions and other agency functions as the commission finds appropriate  
312 to more effectively reduce illegal drug activity and related criminal activity, including  
313 providing education, prevention, treatment, and research programs.

314 (4) (a) In allocating grants and determining the amount of the grants to carry out the  
315 purposes of Subsection (3), the commission shall consider:

316 (i) the demonstrated ability of the agency to appropriately use the grant to implement  
317 the proposed functions and how this function or task force will add to the law enforcement  
318 agency's current efforts to reduce illegal drug activity and related criminal activity; and

319 (ii) the agency's cooperation with other state and local agencies and task forces.

320 (b) Agencies qualify for a grant only if they demonstrate compliance with all reporting  
321 and policy requirements applicable under this section and under Title 63M, Chapter 7,  
322 Criminal Justice and Substance Abuse, in order to qualify as a potential grant recipient.

323 ~~[(5) The commission shall allocate grants to local law enforcement agencies to assist in~~  
324 ~~complying with the requirements of Subsection 63A-16-1002(4). The commission shall only~~  
325 ~~use funds appropriated for this purpose for the grants.]~~

326 ~~[(6) (5) Recipient agencies may only use grant money after approval or appropriation~~  
327 ~~by the agency's governing body, and a determination that the grant money is nonlapsing.~~

328 ~~[(7) (6) A recipient law enforcement agency may use funds granted under this section~~  
329 ~~only for the purposes stated by the commission in the grant.~~

330 ~~[(8) (7) (a) For each fiscal year, any law enforcement agency that receives a grant from~~  
331 ~~the commission under this section shall prepare and file with the commission and the state~~  
332 ~~auditor a report in a form specified by the commission.~~

333 (b) The report shall include the following regarding each grant:

334 (i) the agency's name;

335 (ii) the amount of the grant;

- 336 (iii) the date of the grant;
- 337 (iv) how the grant has been used; and
- 338 (v) a statement signed by both the agency's or political subdivision's executive officer
- 339 or designee and by the agency's legal counsel, that all grant funds were used for law
- 340 enforcement operations and programs approved by the commission and that relate to reducing
- 341 illegal drug activity and related criminal activity, as specified in the grant.

342 Section 7. Section **63M-7-216** is amended to read:

343 **63M-7-216. Prosecutorial data collection -- Policy transparency.**

344 (1) As used in this section:

345 (a) "Commission" means the Commission on Criminal and Juvenile Justice created in

346 Section [63M-7-201](#).

347 (b) (i) "Criminal case" means a case where an offender is charged with an offense for

348 which a mandatory court appearance is required under the Uniform Bail Schedule.

349 (ii) "Criminal case" does not mean a case for criminal non-support under Section

350 [76-7-201](#) or any proceeding involving collection or payment of child support, medical support,

351 or child care expenses by or on behalf of the Office of Recovery Services under Section

352 [26B-9-108](#) or [76-7-202](#).

353 (c) "Offense tracking number" means a distinct number applied to each criminal

354 offense by the Bureau of Criminal Identification.

355 (d) "Pre-filing diversion" means an agreement between a prosecutor and an individual

356 prior to being charged with a crime, before an information or indictment is filed, in which the

357 individual is diverted from the traditional criminal justice system into a program of supervision

358 and supportive services in the community.

359 (e) "Post-filing diversion" is as described in Section [77-2-5](#).

360 (f) "Prosecutorial agency" means the Office of the Attorney General and any city,

361 county, or district attorney acting as a public prosecutor.

362 (g) "Publish" means to make aggregated data available to the general public.

363 (2) Beginning July 1, 2021, all prosecutorial agencies within the state shall submit the

364 following data with regards to each criminal case referred to it from a law enforcement agency

365 to the commission for compilation and analysis:

366 (a) the defendant's:

- 367 (i) full name;
- 368 (ii) offense tracking number;
- 369 (iii) date of birth; and
- 370 (iv) zip code;
- 371 (b) referring agency;
- 372 (c) whether the prosecutorial agency filed charges, declined charges, initiated a
- 373 pre-filing diversion, or asked the referring agency for additional information;
- 374 (d) if charges were filed, the case number and the court in which the charges were
- 375 filed;
- 376 (e) all charges brought against the defendant;
- 377 (f) whether bail was requested and, if so, the requested amount;
- 378 (g) the date of initial discovery disclosure;
- 379 (h) whether post-filing diversion was offered and, if so, whether it was entered;
- 380 (i) if post-filing diversion or other plea agreement was accepted, the date entered by the
- 381 court; and
- 382 (j) the date of conviction, acquittal, plea agreement, dismissal, or other disposition of
- 383 the case.
- 384 (3) (a) The information required by Subsection (2), including information that was
- 385 missing or incomplete at the time of an earlier submission but is presently available, shall be
- 386 submitted within 90 days of the last day of March, June, September, and December of each
- 387 year for the previous 90-day period in the form and manner selected by the commission.
- 388 (b) If the last day of the month is a Saturday, Sunday, or state holiday, the information
- 389 shall be submitted on the next working day.
- 390 (4) The prosecutorial agency shall maintain a record of all information collected and
- 391 transmitted to the commission for 10 years.
- 392 (5) The commission shall include in the plan required by Subsection [63M-7-204\(1\)\(k\)](#)
- 393 an analysis of the data received, comparing and contrasting the practices and trends among and
- 394 between prosecutorial agencies in the state. The Law Enforcement and Criminal Justice Interim
- 395 Committee may request an in-depth analysis of the data received annually. Any request shall be
- 396 in writing and specify which data points the report shall focus on.
- 397 (6) The commission may provide assistance to prosecutorial agencies in setting up a

398 method of collecting and reporting data required by this section.

399 (7) Beginning January 1, 2021, all prosecutorial agencies shall publish specific office  
400 policies. If the agency does not maintain a policy on a topic in this subsection, the agency shall  
401 affirmatively disclose that fact. Policies shall be published online on the following topics:

- 402 (a) screening and filing criminal charges;
- 403 (b) plea bargains;
- 404 (c) sentencing recommendations;
- 405 (d) discovery practices;
- 406 (e) prosecution of juveniles, including whether to prosecute a juvenile as an adult;
- 407 (f) collection of fines and fees;
- 408 (g) criminal and civil asset forfeiture practices;
- 409 (h) services available to victims of crime, both internal to the prosecutorial office and  
410 by referral to outside agencies;
- 411 (i) diversion programs; and
- 412 (j) restorative justice programs.

413 ~~[(8)(a) A prosecutorial agency not in compliance with this section by July 1, 2022, in  
414 accordance with the commission's guidelines may not receive grants or other funding intended  
415 to assist with bringing the agency into compliance with this section. In addition, any funds  
416 received for the purpose of bringing the agency into compliance with this section shall be  
417 returned to the source of the funding.]~~

418 ~~[(b) Only funding received from the commission by a prosecutorial agency specifically  
419 intended to assist the agency with compliance with this section may be recalled.]~~

420 Section 8. Section **63M-7-218** is amended to read:

421 **63M-7-218. State grant requirements.**

422 (1) ~~[Beginning July 1, 2023]~~ Except as provided in Subsection (2), the commission  
423 may not award ~~[any]~~ a grant of state funds to ~~[any]~~ an entity subject to, and not in compliance  
424 with, the reporting requirements in ~~[Subsections 63A-16-1002(5)(a) through (r)]~~ Subsection  
425 63A-16-1002(4).

426 (2) The commission may award a grant to an entity under Section 63A-16-1003 even if  
427 the entity is not in compliance with the reporting requirements described in Subsection  
428 63A-16-1002(4).

429 Section 9. **Effective date.**

430 If approved by two-thirds of all the members elected to each house, this bill takes effect

431 upon approval by the governor, or the day following the constitutional time limit of Utah

432 Constitution, Article VII, Section 8, without the governor's signature, or in the case of a veto,

433 the date of veto override.