

Representative Lee B. Perry proposes the following substitute bill:

RAMPAGE VIOLENCE PREVENTION STUDY

2020 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Lee B. Perry

Senate Sponsor: Daniel W. Thatcher

LONG TITLE

General Description:

This bill requires the State Commission on Criminal and Juvenile Justice to conduct a study on rampage violence.

Highlighted Provisions:

This bill:

- defines terms;
- requires the State Commission on Criminal and Juvenile Justice to conduct a study on rampage violence;
- authorizes the State Commission on Criminal and Juvenile Justice to contract with a state agency, private entity, or research institution to assist in the study on rampage violence;
- requires the State Commission on Criminal and Juvenile Justice to report to the Law Enforcement and Criminal Justice Interim Committee regarding the study on rampage violence;
- creates the Rampage Violence Prevention Study Fund; and
- makes technical changes.

Money Appropriated in this Bill:

None



Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

63I-2-263, as last amended by Laws of Utah 2019, Chapters 182, 240, 246, 325, 370, and 483

ENACTS:

63M-7-213, Utah Code Annotated 1953**63M-7-213.5**, Utah Code Annotated 1953

*Be it enacted by the Legislature of the state of Utah:*Section 1. Section **63I-2-263** is amended to read:**63I-2-263. Repeal dates, Title 63A to Title 63N.**

(1) On July 1, 2020:

(a) Subsection **63A-1-203**(5)(a)(i) is repealed; and(b) in Subsection **63A-1-203**(5)(a)(ii), the language that states "appointed on or after May 8, 2018," is repealed.~~[(2) Sections **63C-4a-307** and **63C-4a-309** are repealed January 1, 2020.]~~~~[(3)]~~ (2) Title 63C, Chapter 19, Higher Education Strategic Planning Commission is repealed July 1, 2020.~~[(4)]~~ (3) The following sections regarding the World War II Memorial Commission are repealed on July 1, 2020:(a) Section **63G-1-801**;(b) Section **63G-1-802**;(c) Section **63G-1-803**; and(d) Section **63G-1-804**.~~[(5)]~~ (4) In relation to the State Fair Park Committee, on January 1, 2021:(a) Section **63H-6-104.5** is repealed; and(b) Subsections **63H-6-104**(8) and (9) are repealed.~~[(6)]~~ (5) Section **63H-7a-303** is repealed on July 1, 2022.~~[(7)]~~ (6) In relation to the Employability to Careers Program Board, on July 1, 2022:

- 57 (a) Subsection 63J-1-602.1(52) is repealed;
- 58 (b) Subsection 63J-4-301(1)(h), related to the review of data and metrics, is repealed;
- 59 and
- 60 (c) Title 63J, Chapter 4, Part 7, Employability to Careers Program, is repealed.
- 61 ~~[(8)]~~ (7) Section 63J-4-708 is repealed January 1, 2023.
- 62 (8) Sections 63M-7-213 and 63M-7-213.5 are repealed on January 1, 2023.
- 63 Section 2. Section **63M-7-213** is enacted to read:
- 64 **63M-7-213. Study on rampage violence -- Report.**
- 65 (1) As used in this section:
- 66 (a) "Perpetrator" means an individual responsible for a rampage violence incident.
- 67 (b) "Rampage violence incident" means a violent act or shooting that occurs in a place
- 68 of public use and results in at least three fatalities.
- 69 (2) Before October 2022, the State Commission on Criminal and Juvenile Justice shall
- 70 conduct a study on rampage violence incidents.
- 71 (3) The study described in Subsection (2) shall:
- 72 (a) evaluate rampage violence incidents that have occurred in the United States by
- 73 researching, for each rampage violence incident evaluated:
- 74 (i) where the rampage violence incident took place;
- 75 (ii) the duration of the rampage violence incident;
- 76 (iii) the weapon used in the rampage violence incident;
- 77 (iv) whether the perpetrator:
- 78 (A) had any history of mental illness, substance abuse, criminal or domestic violence
- 79 charges, or making violent threats; or
- 80 (B) experienced a significant life stressor before the rampage violence incident;
- 81 (v) the age and gender of the perpetrator; and
- 82 (vi) any apparent motive of the perpetrator for the rampage violence incident;
- 83 (b) evaluate rampage violence incidents that have occurred in the state in the manner
- 84 described in Subsection (3)(a); and
- 85 (c) examine policies or legislation enacted in the United States in response to a
- 86 rampage violence incident and the effectiveness of the policies or legislation.
- 87 (4) The State Commission on Criminal and Juvenile Justice shall ensure that the study

described in Subsection (2) is conducted:

(a) in an unbiased manner with no preconceived notions about potential results; and

(b) by a multi-disciplinary team comprised of individuals who represent the following disciplines:

(i) public health;

(ii) mental health;

(iii) social science; and

(iv) criminal science.

(5) The State Commission on Criminal and Juvenile Justice may contract with another state agency, private entity, or research institution to assist the State Commission on Criminal and Juvenile Justice with the study described in Subsection (2).

(6) (a) Before November 30, 2022, the State Commission on Criminal and Juvenile Justice shall submit to the Law Enforcement and Criminal Justice Interim Committee a final report regarding the study described in Subsection (2), including proposed legislation and recommendations for prevention of rampage violence incidents.

(b) The final report shall include references to all sources of information and data used in the final report and study.

Section 3. Section **63M-7-213.5** is enacted to read:

63M-7-213.5. Rampage Violence Prevention Study Fund.

(1) There is created an expendable special revenue fund known as the "Rampage Violence Prevention Study Fund."

(2) The fund shall consist of:

(a) gifts, grants, donations, or any other conveyance of money that may be made to the fund from public or private individuals or entities; and

(b) interest earned on money in the fund.

(3) The State Commission on Criminal and Juvenile Justice shall administer the fund in accordance with this section.

(4) (a) The State Commission on Criminal and Juvenile Justice shall award fund money to an entity or individual for the purpose of administering the study described in Section [63M-7-213](#).

(b) Fund money may only be used for the purposes described in Subsection (4).

119 (5) The state treasurer shall invest the money in the fund under Title 51, Chapter 7,
120 State Money Management Act, except that all interest and other earning derived from the fund
121 shall be deposited into the fund.

122 (6) Before November 30, 2021, the State Commission on Criminal and Juvenile Justice
123 shall submit to the Executive Offices and Criminal Justice Appropriations Subcommittee a
124 written report regarding the status of the fund, including the contributions received and
125 expenditures made from the fund.