

CRIMINAL CODE CHANGES IMPACT STATEMENT

2021 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Jennifer Dailey-Provost

Senate Sponsor: _____

LONG TITLE

General Description:

This bill authorizes the creation of Criminal Code Changes Impact Statements.

Highlighted Provisions:

This bill:

- ▶ requires the Utah Sentencing Commission to create Criminal Code Changes Impact Statements upon requests from a legislator; and
- ▶ requires that impact statements include an estimate of how criminal justice-related legislation may impact certain demographics of the population.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

63M-7-407, Utah Code Annotated 1953

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

Section 1. Section **63M-7-407** is enacted to read:

63M-7-407. Criminal Code Changes Impact Statement.

(1) Upon request by a member of the Legislature, a Criminal Code Changes Impact



28 Statement shall be prepared by the commission with respect to certain bills and amendments
29 that could, if passed, increase or decrease the number of criminal convictions or the inmate
30 population of the correctional facilities in this state.

31 (2) When a request is made pursuant to Subsection (1), the commission shall prepare a
32 Criminal Code Changes Impact Statement:

33 (a) within two business days of receipt if the request is made while the Legislature is in
34 session; or

35 (b) within 10 business days of receipt if the request is made while the Legislature is not
36 in session.

37 (3) The Criminal Code Changes Impact Statement shall include:

38 (a) the estimated number of criminal cases per year that the legislation may affect; and

39 (b) an estimate of how the proposed legislation would change the following

40 demographics of the criminal offender population:

41 (i) race;

42 (ii) ethnicity;

43 (iii) sex;

44 (iv) age;

45 (v) sexual orientation;

46 (vi) gender identity; and

47 (vii) disability.

48 (4) If the commission does not have ready access to the demographic information
49 required for the report, the commission shall indicate on the report:

50 (a) which demographic population lacks sufficient data; and

51 (b) why the commission does not have access to sufficient data regarding that

52 demographic population.