

LAW ENFORCEMENT SERVICES ACCOUNT

2014 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Luz Robles

House Sponsor: Eric K. Hutchings

LONG TITLE

General Description:

This bill modifies the uses of the Law Enforcement Services Account.

Highlighted Provisions:

This bill:

► provides that funds available in the Law Enforcement Services Account may be distributed to law enforcement agencies based on the ~~H→~~ average ~~←H~~ number of ~~H→~~ [contracted] occupied ~~←H~~ halfway house beds and the number of parole violator center beds occupied within their jurisdiction.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

51-9-412, as last amended by Laws of Utah 2013, Chapter 439

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

Section 1. Section **51-9-412** is amended to read:

51-9-412. Law Enforcement Services Account -- Funding -- Uses.

(1) As used in this section:



28 (a) "Account" means the Law Enforcement Services Account.

29 (b) "Commission" means the Commission on Criminal and Juvenile Justice created in
30 Section [63M-7-201](#).

31 (c) "Halfway house" means a facility that houses parolees upon release from prison or
32 houses probationers who have violated the terms of their probation.

33 (d) "Law enforcement agency" means a local law enforcement agency.

34 (e) "Parole violator center" means a facility that houses parolees who have violated the
35 conditions of their parole agreement.

36 (2) There is created a restricted account within the General Fund known as the "Law
37 Enforcement Services Account."

38 (3) (a) The Division of Finance shall allocate funds from the collected surcharge in
39 accordance with Subsection [51-9-401\(1\)\(c\)](#) to the account, but not to exceed the amount
40 appropriated by the Legislature.

41 (b) Money in the account shall be appropriated to the commission to administer and
42 distribute to law enforcement agencies providing services directly to areas with halfway houses
43 or parole violator centers, or both.

44 (4) The commission shall allocate funds from the account to local law enforcement
45 agencies on a pro-rata basis determined by:

46 (a) the ~~the~~ average daily ~~number of~~ occupied ~~beds in~~
46a a halfway house in ~~each agency's jurisdiction for increased enforcement in areas~~
47 ~~with halfway houses [or parole violator centers, or both.];~~

48 (b) the average daily number of occupied beds in a parole violator center in each
49 agency's jurisdiction; or

50 (c) both Subsections (4)(a) and (b).

51 (5) A law enforcement agency may use funds received under this section only for the
52 purposes stated in this section.

53 (6) For each fiscal year, any law enforcement agency that receives funds from the
54 commission under this section shall prepare, and file with the commission and the state auditor,
55 a report in a form specified by the commission. The report shall include the following:

56 (a) the agency's name;

57 (b) the amount received;

58 (c) how the funds were used, including the impact on crime reduction efforts in areas

59 with halfway houses or parole violator centers, or both; and

60 (d) a statement signed by both the agency's or political subdivision's executive officer
61 or designee and by the agency's legal counsel that all funds were used for law enforcement
62 operations related to reducing criminal activity in areas with halfway houses or parole violator
63 centers, or both.

64 (7) The commission shall report in writing to the legislative Law Enforcement and
65 Criminal Justice Interim Committee annually regarding the funds allocated under this section,
66 including the amounts and uses.

Legislative Review Note
as of 2-28-14 7:10 AM

Office of Legislative Research and General Counsel