

76-6-107.1 Compensatory service -- Graffiti penalties.

- (1) If an offender uses graffiti and is convicted under Section 76-6-106 or 76-6-206 for its use, the court may, as a condition of probation under Subsection 77-18-1(8), order the offender to clean up graffiti of his own and any other at a time and place within the jurisdiction of the court.
 - (a) For a first conviction or adjudication, the court may require the offender to clean up graffiti for not less than eight hours.
 - (b) For a second conviction or adjudication, the court may require the offender to clean up graffiti for not less than 16 hours.
 - (c) For a third conviction or adjudication, the court may require the offender to clean up graffiti for not less than 24 hours.
- (2) The offender convicted under Section 76-6-106, 76-6-206, or 76-6-107 shall be responsible for removal costs as determined under Section 76-6-107, unless waived by the court for good cause.
- (3) The court may also require the offender to perform other alternative forms of restitution or repair to the damaged property pursuant to Subsection 77-18-1(8).

Renumbered and Amended by Chapter 3, 2008 General Session