

1 **MAIL THEFT AMENDMENTS**

2 2004 GENERAL SESSION

3 STATE OF UTAH

4 **Sponsor: Mike Thompson**

5

LONG TITLE

6 **General Description:**

7 This bill increases the penalty for theft of mail valued at less than \$300.

8 **Highlighted Provisions:**

9 This bill:

10 ▶ increases the penalty for theft of mail with a value less than \$300, or with value that
11 cannot be ascertained, from a class B to a class A misdemeanor.

12 **Monies Appropriated in this Bill:**

13 None

14 **Other Special Clauses:**

15 None

16 **Utah Code Sections Affected:**

17 AMENDS:

18 **76-6-1003**, as enacted by Chapter 87, Laws of Utah 1998

19

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

20 Section 1. Section **76-6-1003** is amended to read:

21 **76-6-1003. Mail theft -- Penalties.**

22 (1) A person commits the crime of mail theft if the person:

23 (a) knowingly, and with the intent to deprive another:

24 (i) takes, destroys, hides, or embezzles mail; or

25 (ii) obtains any mail by fraud or deception; or



28 (b) buys, receives, conceals, or possesses mail and knows or reasonably should have
29 known that the mail was unlawfully taken or obtained.

30 (2) Mail theft is a:

31 (a) felony of the second degree if the value of the mail is or exceeds \$5,000;

32 (b) felony of the third degree if the value of the mail is or exceeds \$1,000, but is less
33 than \$5,000 in value; and

34 (c) class A misdemeanor if the value of the mail is [~~or exceeds \$300, but is~~] less than
35 \$1,000 in value[~~;~~ and] or the value cannot be ascertained.

36 [~~(d) class B misdemeanor if the value of the mail is less than \$300 in value or the value~~
37 ~~cannot be ascertained.~~]

Legislative Review Note
as of 1-29-04 7:59 AM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel

Fiscal Note
Bill Number HB0169

Mail Theft Amendments

05-Feb-04

11:09 AM

State Impact

Any additional costs will be offset by fines and surcharges associated with the change.

Individual and Business Impact

Fines will increase for some individuals.

Office of the Legislative Fiscal Analyst