



# House of Representatives *State of Utah*

UTAH STATE CAPITOL COMPLEX • 350 STATE CAPITOL  
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## NOTICE OF BILL RETURNED TO RULES COMMITTEE

March 4, 2009

Mr. Speaker:

With committee review, the Judiciary Committee has returned **H.J.R. 27, CRIMINAL PROCEDURE REVISIONS RESOLUTION**, by Representative W. Harper, to the Rules Committee without recommendation with the following amendments:

1. *Page 1, Lines 13 through 15:*

13 This resolution:  
14 ▶ requires that a prosecuting attorney {~~obtain a defendant's consent before~~  
~~reducing~~} may not, with the exception of traffic offenses, reduce a  
15 misdemeanor charge to an infraction once a demand for a jury trial is made .

2. *Page 2, Lines 38 through 41:*

38 (c) In criminal prosecutions filed before a magistrate charging the commission of a  
39 misdemeanor, the prosecuting attorney may not reduce the charge to an infraction if the  
40 defendant has requested a trial by jury in accordance with Rule 17 of the Utah Rules of  
41 Criminal Procedure. **This paragraph does not apply to offenses charged under Title**  
**41, Chapter 6a, Traffic Code.**

Respectfully,

Lorie D. Fowlke  
Committee Chair

Voting: --

14 HJR027.HC1.WPD 3/4/09 9:49 am cherriwhite/JDH ECM/JDH

Bill Number



HJR027

Action Class



H

Action Code



HCRRUL