

## H.J.R. 27

# CRIMINAL PROCEDURE REVISIONS RESOLUTION

HOUSE COMMITTEE AMENDMENTS

AMENDMENT 1

FEBRUARY 27, 2009 3:12 PM

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Representative **Wayne A. Harper** proposes 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.**