

1 **CRIMINAL PENALTY AMENDMENTS**

2 2014 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Craig Hall**

5 Senate Sponsor: Mark B. Madsen

7 **LONG TITLE**

8 **General Description:**

9 This bill modifies the Utah Municipal Code regarding ordinance penalties.

10 **Highlighted Provisions:**

11 This bill:

12 ▶ removes a requirement that a municipality impose a minimum penalty for a
13 municipal ordinance, but does not modify the maximum penalty limitation.

14 **Money Appropriated in this Bill:**

15 None

16 **Other Special Clauses:**

17 None

18 **Utah Code Sections Affected:**

19 AMENDS:

20 **10-3-703**, as last amended by Laws of Utah 2003, Chapter 156

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

23 Section 1. Section **10-3-703** is amended to read:

24 **10-3-703. Criminal penalties for violation of ordinance -- Civil penalties**
25 **prohibited -- Exceptions.**

26 (1) The governing body of each municipality may impose a [minimum] criminal
27 penalty for the violation of any municipal ordinance by a fine not to exceed the maximum class
28 B misdemeanor fine under Section **76-3-301** or by a term of imprisonment up to six months, or
29 by both the fine and term of imprisonment.

30 (2) (a) Except as provided in Subsection (2)(b), the governing body may prescribe a
31 [~~minimum~~] civil penalty for the violation of any municipal ordinance by a fine not to exceed
32 the maximum class B misdemeanor fine under Section 76-3-301.

33 (b) A municipality may not impose a civil penalty and adjudication for the violation of
34 a municipal moving traffic ordinance.