

CRIMINAL PENALTY AMENDMENTS

2014 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Craig Hall

Senate Sponsor: Mark B. Madsen

LONG TITLE

General Description:

This bill modifies the Utah Municipal Code regarding ordinance penalties.

Highlighted Provisions:

This bill:

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

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

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

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

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

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

(1) The governing body of each municipality may impose a [minimum] criminal 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.

Legislative Review Note
as of 1-29-14 4:55 PM

Office of Legislative Research and General Counsel