



# UTAH STATE SENATE

UTAH STATE CAPITOL COMPLEX • 320 STATE CAPITOL  
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February 11, 2019

Mr. President,

The Judiciary, Law Enforcement, and Criminal Justice Committee reports a favorable recommendation on **S.B. 145**, LEGAL NOTICE REVISIONS, by Senator D. McCay, with the following amendments:

1. *Page 2, Lines 30 through 38:*

- 30 (a) "Average advertisement rate" means:
- 31 (i) in determining a rate for publication on the public legal notice website **or in a newspaper whose primary place of business is located in a county of the third, fourth, fifth, or sixth class** , a
- 32 newspaper's gross advertising revenue for the preceding calendar quarter divided by the gross
- 33 column-inch space used in the newspaper for advertising for the previous calendar quarter[-];
- 34 or
- 35 (ii) in determining a rate for publication in a newspaper **whose primary place of business is located in a county of the first or second class** , a newspaper's average
- 36 rate for all qualifying advertising segments for the preceding calendar quarter for an advertisement:
- 37 (A) published in the same section of the newspaper as the legal notice; and
- 38 (B) of the same column-inch space as the legal notice.

2. *Page 3, Lines 60 through 72:*

Bill Number



SB0145

Action Class



S

Action Code



SCRAMD

60 (2) Except as provided in Subsections (8) and (9), notwithstanding any other legal  
61 notice provision established by law, a person required by law to publish legal notice shall  
62 publish the notice:

63 (a) (i) as required by the statute establishing the legal notice requirement; ~~[and]~~ or  
64 (ii) by serving legal notice, by certified mail or in person, directly on all parties for  
65 whom the statute establishing the legal notice requirement requires legal notice, if:

66 (A) the direct service of legal notice does not replace publication in a  
newspaper whose primary place of business is located in a county of the third,  
fourth, fifth, or sixth class ;

~~{(A)}~~ (B) the statute clearly identifies the parties;  
67 ~~{(B)}~~ (C) the person can prove that the person has identified all parties  
for whom notice is

68 required; and

69 ~~{(C)}~~ (D) the person keeps a record of the service for at least two years;  
and

70 (b) on a public legal notice website established by the combined efforts of Utah's  
71 newspapers that collectively distribute newspapers to the majority of newspaper  
subscribers in  
72 the state.

Respectfully,

Todd Weiler  
Chair

Voting: 4-2-2

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