| EXTRADITION TOLLING AMENDMENTS |
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| 2023 GENERAL SESSION |
| STATE OF UTAH |
| Chief Sponsor: Ken Ivory |
| Senate Sponsor: Wayne A. Harper |
| LONG TITLE |
| General Description: |
| This bill concerns extradition tolling for a defendant subject to criminal charges in this |
| state. |
| Highlighted Provisions: |
| This bill: |
| • concerns extradition tolling for a defendant subject to criminal charges in this state; |
| and |
| makes technical and conforming changes. |
| Money Appropriated in this Bill: |
| None |
| Other Special Clauses: |
| None |
| Utah Code Sections Affected: |
| AMENDS: |
| 77-30-19, as enacted by Laws of Utah 1980, Chapter 15 |
| Be it enacted by the Legislature of the state of Utah: |
| Section 1. Section 77-30-19 is amended to read: |
| 77-30-19. Procedure if prosecution pending in this state. |
| (1) If a criminal prosecution has been instituted against [such person] a defendant |
| under the laws of this state and is still pending, the governor[, in his discretion,] may either |

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- 29 surrender [him] the defendant on demand of the executive authority of another state or hold
- 30 [him until he] the defendant until the defendant has been tried and [discharged or] either
- 31 convicted and [punished] sentenced, acquitted, or otherwise discharged in this state.
- 32 (2) Unless tolling is contrary to state or federal law, the period of time for extradition
- 33 <u>shall be tolled when local charges are pending in this state.</u>