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**Constable Amendments**  
 2025 GENERAL SESSION  
 STATE OF UTAH  
**Chief Sponsor: Todd Weiler**  
 House Sponsor:

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3 **LONG TITLE**4 **General Description:**

5 This bill allows a constable to establish a payment schedule with an individual instead of  
 6 seizing the individual's property.

7 **Highlighted Provisions:**

8 This bill:

9 ▶ allows a constable to establish a payment schedule with an individual instead of seizing  
 10 the individual's property;

11 ▶ adds a constable's payment schedule activities to the list of activities for which the  
 12 constable must contact local law enforcement when operating outside the constable's  
 13 county; and

14 ▶ makes technical changes.

15 **Money Appropriated in this Bill:**

16 None

17 **Other Special Clauses:**

18 None

19 **Utah Code Sections Affected:**

20 AMENDS:

21 **17-25-1**, as last amended by Laws of Utah 2024, Chapter 15822 **17-25a-3**, as last amended by Laws of Utah 2019, Chapter 218

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24 *Be it enacted by the Legislature of the state of Utah:*25 Section 1. Section **17-25-1** is amended to read:26 **17-25-1 . General powers and duties.**

27 (1) A constable shall:

28 (a) attend the justice courts within the constable's city or county when required by  
 29 contract or court order; and

30 (b) execute, serve, and return all process directed or delivered to the constable by a judge

- 31 of the justice court serving the city or county, or by any competent authority within  
 32 the limits of this section.
- 33 (2) A constable may:
- 34 (a) serve any process throughout the state;[~~and~~]
- 35 (b) in lieu of seizing the property of an individual, establish a payment schedule with the  
 36 individual; and
- 37 [~~(b)~~] (c) carry out all other functions associated with a constable.
- 38 (3) A constable shall serve exclusively as an agent for:
- 39 (a) the state, city, or county that has a contract with the constable; or
- 40 (b) the court authorizing or directing the constable.
- 41 (4) Except as otherwise provided in this part, a constable may not serve as an agent, or be  
 42 deemed to be serving as an agent, for a person that is not described in Subsection (3).
- 43 Section 2. Section **17-25a-3** is amended to read:
- 44 **17-25a-3 . County and city constables -- Terms -- Authority -- Deputies.**
- 45 (1)(a) Constables appointed by a county or city are appointed for terms of six years and  
 46 may serve more than one term if reappointed by the appointing body.
- 47 (b) Notwithstanding the law in place at the time a constable was appointed, the term of a  
 48 constable appointed on or after July 1, 2018, expires six years after the day on which  
 49 the term began.
- 50 (2)(a) Constables serving process outside the county in which they are appointed shall  
 51 contact the sheriff's office or police department of the jurisdiction prior to serving  
 52 executions[~~or~~], seizing any property, or establishing a payment schedule with an  
 53 individual in lieu of seizing property.
- 54 (b) A constable or deputy constable shall notify the agency of jurisdiction by contacting  
 55 the sheriff's office or police department of jurisdiction before serving a warrant of  
 56 arrest.
- 57 (3) The appointed constable may, upon approval of the appointing county or city, employ  
 58 and deputize persons who are certified as special function peace officers to function as  
 59 deputy constables.
- 60 (4) If the county or city appointing body withdraws the authority of a constable, the  
 61 authority of all deputy constables is also withdrawn.
- 62 (5) If the authority of a constable or deputy constable is withdrawn, notification of the  
 63 Peace Officer Standards and Training Division of the Department of Public Safety shall  
 64 be made pursuant to Section 53-6-209.

65           Section 3. **Effective Date.**

66    This bill takes effect on May 7, 2025.