

1st Sub. H.B. 24

Criminal Penalty Amendments

House Amendments

Amendment 1

January 23, 2026 11:59 AM

Representative **Ryan D. Wilcox** proposes the following amendments:

1. *Line 92 through 106:*

92 (3) (a) The minimum fine for a violation of Subsection (1):
93 (i) for a first offense shall be calculated according to the following schedule:
98 (ii) for a second and subsequent offense within three years of a previous conviction
99 { ~~or bail forfeiture~~ } shall be calculated according to the following schedule:
104 (b) (i) Except as provided under Subsection [~~(2)(a)(ii)~~](3)(a)(ii), the court may order
105 the person to perform compensatory service in lieu of the fine or any portion of
106 the fine.

2. *Line 107 through 119:*

107 (ii) The court shall order the person to perform compensatory service observing a
108 crossing guard if the conviction is for a:
109 (A) first offense with a vehicle speed of 30 miles per hour or more; or
110 (B) second and subsequent offense within three years of a previous conviction { ~~or~~
111 **bail forfeiture** } .
112 (iii) The court may waive the compensatory service required under Subsection [
113 ~~(2)(b)(ii)~~](3)(b)(ii) if the court makes the reasons for the waiver part of the record.
114 [~~(3)~~](4) The Driver License Division shall develop and implement a record system to
113 ~~(2)(b)(ii)~~](3)(b)(ii) if the court makes the reasons for the waiver part of the record.
114 [~~(3)~~](4) The Driver License Division shall develop and implement a record system to
115 distinguish:
116 (a) a conviction { ~~or bail forfeiture~~ } under this section from other convictions; and
117 (b) between a first and subsequent conviction { ~~or bail forfeiture~~ } under this section.
118 [~~(4)~~](5) The provisions of this section take precedence over the provisions of Sections
119 41-6a-601, 41-6a-602, 41-6a-603, and 76-3-301.

3. *Line 185 through 197:*

185 under Subsection (4)(a)(i) if, before sentencing, the owner demonstrates that
186 owner's or operator's security required under Section 41-12a-301 was obtained
187 after the violation.
188 (b) For a second and subsequent offense within three years of a previous conviction { ~~or~~ }
189 { **bail forfeiture** } under this section, a court shall order a fine of not less than \$1,000.

190 (5) (a) An actor does not violate Subsection (2)(b) if the actor has in effect owner's
191 security on a Utah-registered motor vehicle or an equivalent that covers the
192 operation, by the actor, of the motor vehicle the actor is operating.

191 security on a Utah-registered motor vehicle or an equivalent that covers the
192 operation, by the actor, of the motor vehicle the actor is operating.

193 (b) It is an affirmative defense to a charge or in an administrative action for a violation of
194 Subsection { (2) } (2)(c) that the actor had owner's or operator's security in effect for the
195 vehicle that the actor was operating at the time of the actor's citation or arrest.

196 (6) A peace officer may not cite or arrest an actor for a violation of Subsection (2)(c) if the
197 Uninsured Motorist Identification Database Program created under Title 41, Chapter

4. *Line 334 through 337:*

334 ~~originally required, the department shall refuse the application unless the person~~
335 ~~reestablishes proof of owner's or operator's security and maintains the proof for~~
336 ~~the remainder of the three-year period.]~~

337 { (3) A violation of this section is subject to the penalties described in Section 41-12a-302. }