

SB0182 compared with SB0182S01

20 **17-72-411** , Utah Code Annotated 1953

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

23 Section 1. Section **1** is enacted to read:

24 **17-72-411. Attorney access to prisoners at a county jail.**

25 (1) Subject to Subsection (2), a sheriff shall allow an attorney to enter a jail under the sheriff's control
26 for the purpose of meeting with a prisoner at the jail if the attorney:

27 (a) is currently licensed in good standing by any state; and

28 (b) informs the sheriff that the attorney wishes to meet with a prisoner who is at the jail.

29 (2) An attorney may meet with a prisoner under Subsection (1) if the prisoner is:

30 (a) the attorney's current or former client;

31 (b) a prospective client and the meeting:

31a (i)(i) was requested by the prisoner, the prisoner's family, or by a person on behalf of the prisoner;or

31c (ii)(ii) {the} relates to potential representation {is} for a civil rights matter;

32 (c) a potential witness to a criminal case that the attorney is prosecuting or defending; or

33 (d) an individual who may have information pertinent to a criminal case that the attorney is prosecuting
34 or defending.

35 (3)

(a) Subject to Subsection (3)(b), a sheriff may designate another person at a jail under the sheriff's
36 control to act on behalf of the sheriff for purposes of this section.

37 (b) If a sheriff makes a designation under Subsection (3)(a), the sheriff shall provide the name of the
38 designee on:

39 (i) the sheriff's public website;

40 (ii) the jail's website{-} ;and

41 (iii) any other location that the sheriff determines would assist an attorney to locate the information.

42 (c) A sheriff or a sheriff's designee may provide an online form or other method for an attorney to
43 request:

44 (i) a meeting under Subsection (1); or

45 (ii) a meeting outside of the regular hours described in Subsection (4)(b).

46 (4) A sheriff or a sheriff's designee:

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(a) shall provide a private and confidential space at the jail in which an attorney can meet with a prisoner; and

50 (b) may require a meeting described in Subsection (1) to occur between 8 a.m. and 5 p.m., Monday through Friday, excluding holidays, unless:

52 (i) the attorney presents special circumstances demonstrating that a meeting outside the days or times described in this Subsection (4)(b) is necessary:

54 (A) to avoid a legal disadvantage or undue hardship to a prisoner or undue hardship to the attorney; or

56 (B) in an emergency; and

57 (ii) the sheriff or the sheriff's designee determines that the special circumstances presented under Subsection (4)(b)(i) are sufficient to warrant a meeting outside the days or times described in this Subsection (4)(b).

60 (5) An attorney who meets with a prisoner under Subsection (1) and leaves discovery, evidence, or other documents with the prisoner shall ensure that the attorney complies with the requirements described in Subsection 17-72-301(3)(b).

63 (6) Nothing in this section prevents an attorney from visiting a prisoner at a jail during normal visitation hours.

68 Section 2. **Effective date.**

Effective Date.

This bill takes effect on May 6, 2026.

2-9-26 2:24 PM