

1 **Municipal Prosecutor Amendments**

2026 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Stephanie Pitcher**

House Sponsor:

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2 **LONG TITLE**3 **General Description:**4 This bill deals with the ability of a city attorney to employ and deputize additional  
5 attorneys.7 **Highlighted Provisions:**

8 This bill:

9 ▶ provides that a city attorney may employ a deputy attorney to perform the duties of public  
10 prosecutor or civil counsel;11 ▶ provides that a city attorney may deputize, for a limited time or limited purpose, an  
12 attorney licensed to practice law in the state and in good standing with the Utah State  
13 Bar; and

14 ▶ makes technical and conforming changes.

15 **Money Appropriated in this Bill:**

16 None

17 **Other Special Clauses:**

18 None

19 **Utah Code Sections Affected:**

## 20 AMENDS:

21 **10-3-928**, as last amended by Laws of Utah 2018, Chapter 24

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22 *Be it enacted by the Legislature of the state of Utah:*23 Section 1. Section **10-3-928** is amended to read:24 **10-3-928 . Attorney duties -- Deputy attorneys.**

25 In cities with a city attorney, the city attorney:

- 26 (1) may prosecute violations of city ordinances;
- 27 (2) may prosecute, under state law, infractions and misdemeanors occurring within the  
28 boundaries of the municipality;
- 29 (3) has the same powers in respect to violations as are exercised by a county attorney or

district attorney, except that a city attorney's authority to grant immunity shall be limited to:

- (a) granting transactional immunity for violations of city ordinances; and
- (b) granting transactional immunity under state law for infractions and misdemeanors occurring within the boundaries of the municipality;

(4) shall represent the interests of the state or the municipality in the appeal of any matter prosecuted in any trial court by the city attorney;

(5) may cooperate with the Office of the Attorney General during investigations;[-and]

(6) may designate a city attorney from another municipality or a public prosecutor to prosecute a matter, in the court having jurisdiction over the matter, if the city attorney has a conflict of interest regarding the matter being prosecuted[.] ;

(7) may employ a deputy attorney to perform the duties of public prosecutor or civil counsel; and

(8) may specially deputize, for a limited time or limited purpose, an attorney licensed to practice law in the state and in good standing with the Utah State Bar as a deputy to assist in any public prosecutor or civil counsel duties specified in the special deputation.

## Section 2. Effective Date.

This bill takes effect on May 6, 2026.