Effective 5/6/2026

13-49-402 Violations -- Actions by division.

(1) In addition to the division's enforcement powers described in Chapter 2, Division of Consumer Protection:

(a) the division director may impose an administrative fine of up to $2,500 for a violation of this chapter; and

(b) the division may bring an action in a court with jurisdiction to enforce a provision of this chapter.

(2) In a court action the division brings to enforce a provision of this chapter, the court may:

(a) declare that an act or practice violates a provision of this chapter;

(b) issue an injunction for a violation of this chapter;

(c) order disgorgement of any money received in violation of this chapter;

(d) order payment of disgorged money to an injured purchaser or consumer;

(e) impose a fine of up to $2,500 for each violation of this chapter; or

(f) award any other relief that the court deems reasonable and necessary.

(3)

(a) A person that intentionally violates this chapter:

(i) is guilty of a class A misdemeanor; and

(ii) may be fined up to $10,000.

(b) A person intentionally violates this part if the violation occurs after the division, attorney general, or a district or county attorney notifies the person by certified mail that the person is in violation of this chapter.

Amended by Chapter 95, 2026 General Session