

**17-15-27 Appointment of legal counsel by county executive and county legislative body.**

- (1)
  - (a) An elected county executive in a county that has adopted a county executive-council form of county government under Chapter 52, Changing Forms of County Government, may appoint an attorney to advise and represent the county executive.
  - (b) An attorney appointed under Subsection (1)(a):
    - (i) serves at the pleasure of the county executive; and
    - (ii) may not perform any of the functions of a county attorney or district attorney under this title, except as provided in this section.
  - (c) An attorney appointed under this Subsection (1) may represent the county executive in cases and controversies before courts and administrative agencies and tribunals when a conflict exists that precludes the county or district attorney from representing the county executive.
- (2)
  - (a) The legislative body of a county that has adopted a county executive-council form of county government under Chapter 52, Changing Forms of County Government, may appoint an attorney to advise and represent the county legislative body.
  - (b) An attorney appointed under Subsection (2)(a):
    - (i) serves at the pleasure of the county legislative body; and
    - (ii) may not perform any of the functions of a county attorney or district attorney under this title, except as provided in this section.
  - (c) An attorney appointed under this Subsection (2) may represent the county legislative body in cases and controversies before courts and administrative agencies and tribunals when a conflict exists that precludes the county or district attorney from representing the county legislative body.

Amended by Chapter 171, 2006 General Session