

**76-3-208 Imprisonment -- Custodial authorities.**

- (1) Persons sentenced to imprisonment shall be committed to the following custodial authorities:
  - (a) felony commitments shall be to the Utah State Prison;
  - (b)
    - (i) class A misdemeanor commitments shall be to the jail, or other facility designated by the town, city, or county where the defendant was convicted, unless the defendant is also serving a felony commitment at the Utah State Prison at the commencement of the class A misdemeanor conviction, in which case, the class A misdemeanor commitment shall be to the Utah State Prison for an indeterminate term not to exceed one year; and
    - (ii) the court may not order the imprisonment of a defendant to the Utah State Prison for a fixed term or other term that is inconsistent with this section and Section 77-18-4; and
  - (c) all other misdemeanor commitments shall be to the jail or other facility designated by the town, city or county where the defendant was convicted.
- (2) Custodial authorities may place a prisoner in a facility other than the one to which the prisoner was committed when:
  - (a) it does not have space to accommodate the prisoner; or
  - (b) the security of the institution or inmate requires it.

Amended by Chapter 56, 2011 General Session