1   # STATUTORY CONSTRUCTION - COMPUTATION OF TIME

2   2012 GENERAL SESSION

3   STATE OF UTAH

4   **Chief Sponsor: John L. Valentine**

5   House Sponsor: Brian S. King

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7   **LONG TITLE**

8   **General Description:**

9   This bill enacts language related to the computation of time in statutory construction.

10   **Highlighted Provisions:**

11   This bill:

12   ‣   enacts language related to the computation of time in statutory construction; and

13   ‣   makes technical corrections.

14   **Money Appropriated in this Bill:**

15   None

16   **Other Special Clauses:**

17   None

18   **Utah Code Sections Affected:**

19   AMENDS:

20   **68-3-7**, Utah Code Annotated 1953

21   **68-3-8**, Utah Code Annotated 1953

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

24   Section 1. Section **68-3-7** is amended to read:

25   **68-3-7. Time, how computed.**

26   [The] (1) A person shall compute the period of time [in which any act] provided by law

27   [is to be done is computed] to perform an act by:

28   (a) excluding the first day; and

29   (b) except as provided in Subsection (2), including the last[, unless] day.

30   (2) If the last day is [a holiday, and then it also is excluded.] a legal holiday, a

31   Saturday, or a Sunday, then a person shall:

32   (a) exclude the day described in this Subsection (2) from the time computation

33   described in Subsection (1); and

34   (b) compute the period of time to include the end of the next day that is not a legal

35   holiday, a Saturday, or a Sunday.

36   Section 2. Section **68-3-8** is amended to read:

37   **68-3-8.   When a day appointed is a holiday.**

38   Whenever any act of a secular nature, other than a work of necessity or mercy, is

39   appointed by law or contract to be performed upon a particular day, which day falls upon a

40   legal holiday, such act may be performed upon the next succeeding business day with the same

41   effect as if it had been performed upon the day appointed.