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

6

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 Subsection (2) from the time computation described in

33   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.

Legislative Review Note
      as of   9-19-11 11:10 AM

Office of Legislative Research and General Counsel