

LEGAL NOTICE AMENDMENTS

2017 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Scott H. Chew

Senate Sponsor: Jacob L. Anderegg

LONG TITLE

General Description:

This bill amends a provision related to legal notice by publication in a newspaper of general circulation.

Highlighted Provisions:

This bill:

- modifies the criteria for a publication to be considered a newspaper of general circulation for the purpose of legal notice.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

**45-1-201**, as renumbered and amended by Laws of Utah 2009, Chapter 388

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

Section 1. Section **45-1-201** is amended to read:

**45-1-201. Newspapers "of general circulation" -- Requirements.**

~~[No newspaper shall be deemed a newspaper having general circulation for the purpose of publishing any notice, advertisement or publication of any kind required by law, unless it has]~~

For the purpose of publishing notice required by Utah law, a "newspaper of general

30 circulation" means a newspaper that:

31 (1) has a bona fide subscription list of not less than 200 subscribers in this state~~[-and~~  
32 ~~shall have];~~

33 (2) has been published for ~~[not less than 18 months, and shall have been admitted in~~  
34 ~~the United States mails as second-class matter for 12 months; provided, that nothing in this~~  
35 ~~chapter shall invalidate the publication in a newspaper which has simply changed its name or~~  
36 ~~ownership, or has simply moved its place of publication from one part of the state to another,~~  
37 ~~or suspended publication on account of fire, flood or unavoidable accident not to exceed 10~~  
38 ~~weeks; provided further, that nothing in this chapter shall apply to any county wherein no~~  
39 ~~newspaper has been published the requisite length of time.]~~ 18 months or longer; and

40 (3) (a) has been eligible for mailing under a United States Postal Service periodicals  
41 permit for at least 12 months; or

42 (b) (i) publishes at least 12 issues in each year; and

43 (ii) is composed of, as a percentage of each issue's total content not including inserts  
44 and special sections, at least 25% content that:

45 (A) the newspaper receives no compensation to publish; and

46 (B) is of local or general interest.