

Representative Scott H. Chew proposes the following substitute bill:

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.



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

29 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.