

Senator Daniel W. Thatcher proposes the following substitute bill:

CITATION AUTHORITY AMENDMENTS

2018 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Kay J. Christofferson

Senate Sponsor: Todd Weiler

LONG TITLE

General Description:

This bill addresses who may enforce a local ordinance through issuing a citation.

Highlighted Provisions:

This bill:

- ▶ clarifies that county and municipal animal control officers may issue a citation; and
- ▶ makes technical and conforming changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

This bill provides a special effective date.

Utah Code Sections Affected:

AMENDS:

77-7-18, as last amended by Laws of Utah 2012, Chapter 322

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

Section 1. Section **77-7-18** is amended to read:

77-7-18. Citation on misdemeanor or infraction charge.

(1) Any person subject to arrest or prosecution on a misdemeanor or infraction charge



26 may be issued and delivered a citation that requires the person to appear at the court of the
27 magistrate with territorial jurisdiction.

28 (2) The following may issue the citation [may be issued by] described in Subsection

29 (1):

30 ~~[(1)]~~ (a) a peace officer, in lieu of or in addition to taking the person into custody;

31 ~~[(2)]~~ (b) any public official of any county or municipality charged with the enforcement
32 of the law;

33 ~~[(3)]~~ (c) a port-of-entry agent as defined in Section [72-1-102](#);

34 ~~[(4)]~~ (d) an animal control officer of a county, municipality, or special service district
35 under Title 17D, Chapter 1, Special Service District Act, who is authorized to provide animal
36 control service; and

37 ~~[(5)]~~ (e) a volunteer authorized to issue a citation under Section [~~41-6a-213~~]

38 [41-6a-217](#).

39 Section 2. **Effective date.**

40 If approved by two-thirds of all the members elected to each house, this bill takes effect
41 on May 1, 2018.