

FINE AMENDMENTS

2018 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Daniel McCay

Senate Sponsor: _____

LONG TITLE

General Description:

This bill modifies provisions related to fines.

Highlighted Provisions:

This bill:

- ▶ imposes limits on penalties for failure to pay fines when due for misdemeanors and infractions; and
- ▶ makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

76-3-301, as last amended by Laws of Utah 1995, Chapter 291

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

Section 1. Section **76-3-301** is amended to read:

76-3-301. Fines of individuals.

(1) [~~A person~~] An individual convicted of an offense may be sentenced to pay a fine, not exceeding:



- 28 (a) \$10,000 for a felony conviction of the first degree or second degree;
- 29 (b) \$5,000 for a felony conviction of the third degree;
- 30 (c) \$2,500 for a class A misdemeanor conviction;
- 31 (d) \$1,000 for a class B misdemeanor conviction;
- 32 (e) \$750 for a class C misdemeanor conviction or infraction conviction; and
- 33 (f) any greater amounts specifically authorized by statute.
- 34 (2) (a) An individual convicted of a misdemeanor or infraction and sentenced to pay a
- 35 fine may not:
- 36 (i) be charged a penalty for failure to pay the fine when due if the total amount of
- 37 penalties charged the individual for failure to pay the fine exceeds 50% of the fine the
- 38 individual is sentenced to pay; or
- 39 (ii) have a penalty imposed for failure to pay the fine more frequently than every 30
- 40 days from the day on which the fine is due.
- 41 (b) For interest imposed on a fine, the total amount of interest that may be charged is
- 42 50% of the combined fine and penalties.
- 43 ~~[(2)]~~ (3) This section does not apply to a corporation, association, partnership,
- 44 government, or governmental instrumentality.

Legislative Review Note
Office of Legislative Research and General Counsel