

1 **ADMINISTRATIVE HEARINGS BY COUNTIES**

2 2013 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Spencer J. Cox**

5 Senate Sponsor: Evan J. Vickers

7 **LONG TITLE**

8 **General Description:**

9 This bill enacts language authorizing a county to adopt an ordinance establishing an
10 administrative hearing process.

11 **Highlighted Provisions:**

12 This bill:

13 ▶ authorizes a county to adopt an ordinance establishing an administrative hearing
14 process.

15 **Money Appropriated in this Bill:**

16 None

17 **Other Special Clauses:**

18 None

19 **Utah Code Sections Affected:**

20 ENACTS:

21 **17-53-228**, Utah Code Annotated 1953

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

24 Section 1. Section **17-53-228** is enacted to read:

25 **17-53-228. Administrative hearings and procedures.**

26 (1) A county may adopt an ordinance establishing an administrative hearing process to
27 review and decide matters relating to the violation, enforcement, or administration of a county
28 civil ordinance, including an ordinance related to the following:

29 (a) a building code;

30 (b) planning and zoning;

31 (c) animal control;

32 (d) licensing;

33 (e) health and safety;

34 (f) county employment; or

35 (g) sanitation.

36 (2) An ordinance adopted in accordance with Subsection (1) shall provide appropriate
37 due process protections for a party participating in an administrative hearing.

38 (3) An administrative hearing held in accordance with an ordinance described in
39 Subsection (1) may be conducted by an administrative law judge.

40 (4) A county may not impose a civil penalty and adjudication for the violation of a
41 county moving traffic ordinance.