

28 ~~[(b) "Final judgment" means the judgment rendered when all avenues of appeal have~~
 29 ~~been exhausted.]~~

30 (2) (a) Except as provided in Subsection (2)(b), a judgment rendered on a lawful
 31 contract shall conform to the contract and shall bear the interest agreed upon by the parties,
 32 which shall be specified in the judgment.

33 (b) A judgment rendered on a deferred deposit loan subject to Title 7, Chapter 23,
 34 Check Cashing and Deferred Deposit Lending Registration Act, shall bear interest at the rate
 35 imposed under Subsection (3)(a) on an amount not exceeding the sum of:

- 36 (i) the total of the principal balance of the deferred deposit loan;
- 37 (ii) interest at the rate imposed by the deferred deposit loan agreement for a period not
 38 exceeding 10 weeks as provided in Subsection 7-23-401(4);
- 39 (iii) costs;
- 40 (iv) attorney fees; and
- 41 (v) other amounts allowed by law and ordered by the court.

42 (3) (a) Except as otherwise provided by law, ~~§~~ → or as governed by Subsection (4)(a), ← ~~§~~
 42a all other final civil and criminal
 43 judgments of the district court and justice court shall bear interest at the federal postjudgment
 44 interest rate as of January 1 of each year, plus 2%.

45 ~~[(b) Except as otherwise provided by law or contract, all final judgments under~~
 46 ~~\$10,000 in actions regarding the purchase of goods and services shall bear interest at the~~
 47 ~~federal post judgment interest rate as of January 1 of each year, plus 10%.]~~

48 ~~[(c)]~~ (b) The postjudgment interest rate in effect at the time of the judgment shall
 49 remain the interest rate for the duration of the judgment.

50 ~~[(d)]~~ (c) The interest on criminal judgments shall be calculated on the total amount of
 51 the judgment.

52 ~~[(e)]~~ (d) Interest paid on state revenue shall be deposited in accordance with Section
 53 63A-3-505.

54 ~~[(f)]~~ (e) Interest paid on revenue to a county or municipality shall be paid to the general
 55 fund of the county or municipality.

56 (4) The postjudgment interest rate on a judgment under \$10,000 in an action regarding
 57 the purchase of goods and services shall bear interest as follows:

58 (a) except as provided in Subsection (4)(b), from the date on which the district court or

59 justice court enters the judgment, 10% plus the federal postjudgment interest rate; or
60 (b) if the judgment is appealed and the appeal is successful, 2% plus the federal
61 postjudgment interest rate made retroactive to the date on which the district court or justice
62 court entered the judgment.

Legislative Review Note
Office of Legislative Research and General Counsel