Enrolled Copy S.B. 251

1	LOCAL GOVERNMENT CRIMINAL PENALTY AMENDMENTS
2	2017 GENERAL SESSION
3	STATE OF UTAH
4	Chief Sponsor: Daniel W. Thatcher
5	House Sponsor: Daniel McCay
5 7	LONG TITLE
3	General Description:
)	This bill makes changes to local ordinance enforcement practice.
)	Highlighted Provisions:
1	This bill:
2	requires that only a law enforcement officer may enforce a local ordinance that is a
3	misdemeanor.
ļ	Money Appropriated in this Bill:
5	None
Ó	Other Special Clauses:
,	This bill provides a special effective date.
	<b>Utah Code Sections Affected:</b>
)	AMENDS:
)	10-3-703, as last amended by Laws of Utah 2014, Chapter 149
l 2	Be it enacted by the Legislature of the state of Utah:
3	Section 1. Section 10-3-703 is amended to read:
ļ	10-3-703. Criminal penalties for violation of ordinance Civil penalties
5	prohibited Exceptions.
	(1) The governing body of each municipality may impose a criminal penalty for the
,	violation of any municipal ordinance by a fine not to exceed the maximum class B
	misdemeanor fine under Section 76-3-301 or by a term of imprisonment up to six months, or
)	by both the fine and term of imprisonment.

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30	(2) (a) Except as provided in Subsection (2)(b), the governing body may prescribe a
31	civil penalty for the violation of any municipal ordinance by a fine not to exceed the maximum
32	class B misdemeanor fine under Section 76-3-301.
33	(b) A municipality may not impose a civil penalty and adjudication for the violation of
34	a municipal moving traffic ordinance.
35	(3) A municipal officer or official who is not a law enforcement officer in accordance
36	with Section 53-13-103 may not issue a criminal citation for a violation that is punished as a
37	misdemeanor.
38	Section 2. Effective date.
39	This bill takes effect on May 1, 2018.