

Senator Don L. Ipson proposes the following substitute bill:

DISRUPTING LEGISLATIVE OR OFFICIAL MEETINGS

2020 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Don L. Ipson

House Sponsor: _____

LONG TITLE

General Description:

This bill amends criminal provisions relating to disturbing the Legislature or an official meeting.

Highlighted Provisions:

This bill:

- defines terms;
- modifies the elements of the crime of disturbing the Legislature or an official meeting; and
- modifies penalties for a violation of this bill.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

REPEALS AND REENACTS:

76-8-304, as last amended by Laws of Utah 1992, Chapter 30

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



26 Section 1. Section **76-8-304** is repealed and reenacted to read:

27 **76-8-304. Disturbing Legislature or official meeting.**

28 (1) As used in this section:

29 (a) "Minor violation" means a single, loud outburst, absent other disruptive conduct,
30 that does not exceed five seconds in length.

31 (b) "Official meeting" means a lawful meeting of public servants for the purpose of
32 conducting a government function.

33 (2) It is unlawful for an individual to intentionally:

34 (a) disrupt or disturb the Legislature, the House of Representatives, or the Senate while
35 in session;

36 (b) commit disorderly conduct in the immediate view or presence of the Legislature,
37 the House of Representatives, or the Senate;

38 (c) disrupt or disturb an official meeting; or

39 (d) commit disorderly conduct in the immediate view or presence of participants in an
40 official meeting.

41 (3) A violation of Subsection (2) is:

42 (a) an infraction, if the violation is a minor violation and is a first offense;

43 (b) a class C misdemeanor, if the violation:

44 (i) is not a minor violation and is a first offense; or

45 (ii) is a minor violation and is a second offense, regardless of whether the first offense
46 was a minor violation;

47 (c) a class B misdemeanor, if the violation:

48 (i) is not a minor violation and is a second offense, regardless of whether the previous
49 offenses were minor violations; or

50 (ii) is a minor violation and is a third offense, regardless of whether the previous
51 offenses were minor violations; or

52 (d) is a class A misdemeanor, if the violation:

53 (i) is not a minor violation and is a third or subsequent offense, regardless of whether
54 the previous offenses were minor violations; or

55 (ii) is a minor violation and is a fourth or subsequent offense, regardless of whether the
56 previous offenses were minor violations.