

## **Part 1 General Provisions**

### **13-43-101 Title.**

This chapter is known as the "Property Rights Ombudsman Act."

Enacted by Chapter 258, 2006 General Session

### **13-43-102 Definitions.**

As used in this chapter:

- (1) "Constitutional taking" or "taking" means a governmental action resulting in a taking of real property that requires compensation to the owner of the property under:
  - (a) the Fifth or Fourteenth Amendment of the Constitution of the United States; or
  - (b) Utah Constitution Article I, Section 22.
- (2) "Takings and eminent domain law" means the provisions of the federal and state constitutions, the case law interpreting those provisions, and any relevant statutory provisions that:
  - (a) involve constitutional issues arising from the use or ownership of real property;
  - (b) require a governmental unit to compensate a real property owner for a constitutional taking; or
  - (c) provide for relocation assistance to those persons who are displaced by the use of eminent domain.

Enacted by Chapter 258, 2006 General Session