



1           (c) The Department of Transportation need not submit settlement agreements resolving  
2 condemnation cases to the Legislative Management Committee.

3           (2) (a) [~~Before~~] Except as provided in Subsection (2)(d) and before legally binding the  
4 state by executing a settlement agreement that might cost government entities more than  
5 \$1,000,000 to implement, an agency shall:

6           (i) submit the proposed settlement agreement to the governor for his approval or rejection  
7 as required by Section 63-38b-103; and

8           (ii) if the governor approves the settlement agreement, submit the settlement agreement  
9 to the Legislature for its approval in an annual general session or a special session.

10          (b) (i) If the Legislature approves the settlement agreement, the agency may execute the  
11 agreement.

12          (ii) If the Legislature rejects the settlement agreement, the agency may not execute the  
13 agreement.

14          (c) If an agency executes a settlement agreement without obtaining the Legislature's  
15 approval under this [~~section~~] Subsection (2):

16          (i) the governor may issue an executive order declaring the settlement agreement void; or

17          (ii) the Legislature may pass a joint resolution declaring the settlement agreement void.

18          (d) The Department of Transportation need not submit settlement agreements resolving  
19 condemnation cases to the Legislature.

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**Legislative Review Note**  
**as of 1-30-98 9:52 AM**

A limited legal review of this bill raises no obvious constitutional or statutory concerns.

**Office of Legislative Research and General Counsel**