

S.B. 153

UNIFORM ENVIRONMENTAL COVENANTS ACT

HOUSE FLOOR AMENDMENTS

AMENDMENT 1

FEBRUARY 15, 2006 11:22 AM

Representative **Wayne A. Harper** proposes the following amendments:

1. *Page 9, Lines 260 through 261:*

260 (c) each person that originally signed the covenant, unless :

(i) the person waived in a

261 signed record the right to consent ~~{-or}~~ :

(ii) the executive director of the Department of Environmental Quality finds that the person:

(A) no longer exists;

(B) in not legally competent to sign the amendment or termination; or

(C) cannot be located or identified with the exercise of reasonable diligence; or

(iii) a court finds that the person no longer exists or cannot be

2. *Page 9, Line 273:*

273 (5) A court of competent jurisdiction may fill a vacancy in the position of holder.

(6) A person required by Subsection (1) to sign the amendment or termination may authorize in writing another person to sign the amendment or termination on the person's behalf.