

1st Sub. H.B. 74
EMINENT DOMAIN AMENDMENTS

HOUSE FLOOR AMENDMENTS

AMENDMENT 1

FEBRUARY 15, 2012 1:57 PM

Representative **Michael E. Noel** proposes the following amendments:

1. *Page 4, Lines 108 through 113:*

108 [~~Each person who~~] (1) A ~~{government entity}~~ political subdivision of the state that seeks to
acquire property by eminent
109 domain or ~~{who}~~ that intends to use eminent domain to acquire property if the property cannot be
110 acquired in a voluntary transaction shall:
111 [(+) (a) before ~~{taking}~~ the governing body, as defined in Subsection 78B-6-504(2)(a), of the
political subdivision takes a final vote to approve the filing of an eminent domain action,
112 make a reasonable effort to negotiate with the property owner for the purchase of the property;
113 and

2. *Page 5, Lines 124 through 126:*

124 (2) A person, other than a ~~{government entity}~~ political subdivision of the state , that seeks to
acquire property by eminent
125 domain or that intends to use eminent domain to acquire property if the property cannot be
126 acquired in a voluntary transaction shall: