

SB0049S01 compared with SB0049

~~deleted text~~ shows text that was in SB0049 but was deleted in SB0049S01.

inserted text shows text that was not in SB0049 but was inserted into SB0049S01.

DISCLAIMER: This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Senator Luz Escamilla proposes the following substitute bill:

STATUTE OF LIMITATIONS ON ENVIRONMENTAL CODE VIOLATIONS

2016 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Luz Escamilla

House Sponsor: ~~_____~~ Rebecca Chavez-Houck

LONG TITLE

General Description:

This bill extends the statute of limitations for a violation of Title 19, Environmental Quality Code.

Highlighted Provisions:

This bill:

- ▶ states that the statute of limitations for a violation of the Environmental Quality Code is ~~five~~two years; and
- ▶ makes technical changes.

Money Appropriated in this Bill:

None

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Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

78B-2-302, as last amended by Laws of Utah 2010, Chapter 89

ENACTS:

78B-2-307.5, Utah Code Annotated 1953

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

Section 1. Section **78B-2-302** is amended to read:

78B-2-302. Within one year.

An action may be brought within one year:

- (1) for liability created by the statutes of a foreign state;
- (2) upon a statute for a penalty or forfeiture where the action is given to an individual, or to an individual and the state, except when the statute imposing it prescribes a different limitation;
- (3) except as provided in Section 78B-2-307.5, upon a statute, or upon an undertaking in a criminal action, for a forfeiture or penalty to the state;
- (4) for libel, slander, false imprisonment, or seduction;
- (5) against a sheriff or other officer for the escape of a prisoner arrested or imprisoned upon either civil or criminal process;
- (6) against a municipal corporation for damages or injuries to property caused by a mob or riot;
- (7) except as otherwise expressly provided by statute, against a county legislative body or a county executive to challenge a decision of the county legislative body or county executive, respectively; or
- (8) on a claim for relief or a cause of action under Title 63L, Chapter 5, Utah Religious Land Use Act.

Section 2. Section **78B-2-307.5** is enacted to read:

78B-2-307.5. Within ~~five~~two years.

An action may be brought within ~~five~~two years upon a statute in Title 19,

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Environmental Quality Code, for a forfeiture or penalty to the state.

Legislative Review Note

Office of Legislative Research and General Counsel, if the violation occurred on or after

May 10, 2016.