

PUBLIC LANDS LITIGATION

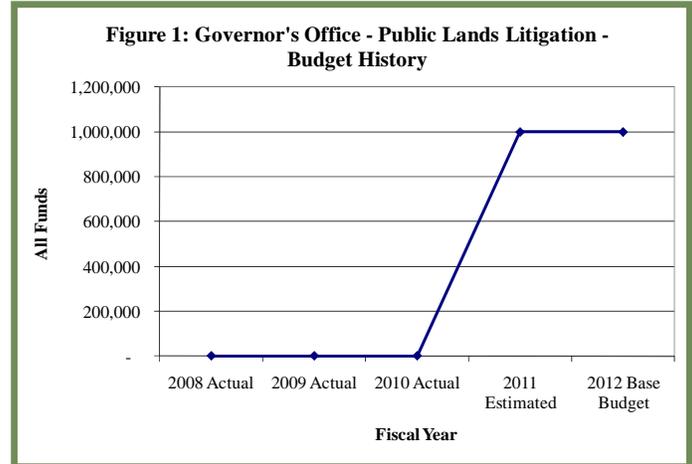
EXECUTIVE OFFICES & CRIMINAL JUSTICE APPROPRIATIONS SUBCOMMITTEE
STAFF: STEVEN ALLRED

BUDGET BRIEF

SUMMARY

The purpose of the Public Lands Litigation line item is to provide funds for challenging ownership of certain lands by the federal government.

During the 2010 General Session the Legislature passed House Bill 324, "Public Lands Litigation." The bill appropriates money from the General Fund Restricted - Land Exchange Distribution Account to the General Fund Restricted - Constitutional Defense Account for legal services. Appropriations began in FY 2011 and are directed to occur for three years (FY 2011, 2012, and 2013). Funds were made nonlapsing in the bill.



Provisions of the bill directed the Attorney General to file certain eminent domain and quiet title actions on property possessed by the federal government. To date no actions have been filed.

BUDGET DETAIL

The appropriation from the GFR – Land Exchange Distribution Account to the GFR – Constitutional Defense Account will take place in the base budget bill for the Natural Resources, Agriculture, and Environmental Quality Appropriations Subcommittee. The appropriation from the GFR – Constitutional Defense Account to the Public Lands Litigation line item is in the EOCJ base budget.

BUDGET DETAIL TABLE

Governor's Office - Public Lands Litigation						
Sources of Finance	FY 2010 Actual	FY 2011 Appropriated	FY 2011 Changes	FY 2011 Revised	FY 2011 Changes	FY 2012 Base Budget
GFR - Constitutional Defense	0	1,000,000	0	1,000,000	0	1,000,000
Total	\$0	\$1,000,000	\$0	\$1,000,000	\$0	\$1,000,000
Programs						
Public Lands Litigation	0	1,000,000	0	1,000,000	0	1,000,000
Total	\$0	\$1,000,000	\$0	\$1,000,000	\$0	\$1,000,000
Categories of Expenditure						
Other Charges/Pass Thru	0	1,000,000	0	1,000,000	0	1,000,000
Total	\$0	\$1,000,000	\$0	\$1,000,000	\$0	\$1,000,000

SUMMARY OF RECOMMENDATIONS

The Analyst recommends the Legislature:

1. Adopt the base budget shown in the budget detail table.