



Fiscal Note
H.B. 261 1st Sub. (Buff)
 2020 General Session
 Eminent Domain Revisions
 by Lyman, P. (Lyman, Phil.)



General, Education, and Uniform School Funds

JR4-4-101

	Ongoing	One-time	Total
Net GF/EF/USF (rev.-exp.)	\$0	\$0	\$0

State Government

UCA 36-12-13(2)(c)

Revenues	FY 2020	FY 2021	FY 2022
Dedicated Credits Revenue	\$0	\$462,500	\$462,500
Total Revenues	\$0	\$462,500	\$462,500

Enactment of this legislation could lead to revenue of about \$462,500 ongoing beginning in FY 2021 from dedicated credits to the Office of the Attorney General for legal services the office provides to the Department of Transportation in eminent domain proceedings.

Expenditures	FY 2020	FY 2021	FY 2022
Transportation Fund	\$0	\$667,500	\$667,500
Transportation Fund, One-time	\$0	\$5,000	\$0
Dedicated Credits Revenue	\$0	\$462,500	\$462,500
Total Expenditures	\$0	\$1,135,000	\$1,130,000

Enactment of this legislation could cost the Office of the Attorney General about \$462,500 ongoing beginning in FY 2021 from dedicated credits revenue for two attorneys to work on eminent domain issues. Enactment could cost the Department of Transportation about \$205,000 ongoing beginning in FY 2021 and \$5,000 one-time in FY 2021 from the Transportation Fund for two right-of-way agents to assist in eminent domain proceedings, and it could cost the department about \$462,500 ongoing beginning in FY 2021 from the Transportation Fund to pay the Office of the Attorney General for legal services related to eminent domain proceedings.

	FY 2020	FY 2021	FY 2022
Net All Funds	\$0	\$(672,500)	\$(667,500)

Local Government

UCA 36-12-13(2)(c)

Enactment of this legislation could cost the Utah Transit Authority about \$145,000 annually beginning in FY 2021 for an attorney working 3/4 time. Enactment could cost local governmental entities an unknown amount to hire or contract legal counsel for eminent domain actions.

Individuals & Businesses

UCA 36-12-13(2)(c)

Enactment of this legislation likely will not result in direct expenditures from tax or fee changes for Utah residents and businesses.

Regulatory Impact

UCA 36-12-13(2)(d)

Enactment of this legislation likely will not change the regulatory burden for Utah residents or businesses.

Performance Note

JR4-2-404

No performance note required for this bill

Notes on Notes

Fiscal notes estimate the direct costs or revenues of enacting a bill. The Legislature uses them to balance the budget. They do not measure a bill's benefits or non-fiscal impacts like opportunity costs, wait times, or inconvenience. A fiscal note is not an appropriation. The Legislature decides appropriations separately.