

28 (1) A county may:
29 (a) as prescribed by statute, levy, assess, and collect taxes, borrow money, and levy and
30 collect special assessments for benefits conferred; and
31 (b) provide services, exercise powers, and perform functions that are reasonably related
32 to the safety, health, morals, and welfare of their inhabitants, except as limited or prohibited by
33 statute.
34 (2) ~~(a)~~ A county may:
35 ~~(i)~~ (a) sue and be sued;
36 ~~(ii)~~ (b) acquire ~~real property~~ land by tax sale, purchase, lease, contract, gift, or, as
37 provided in Title 78, Chapter 34, Eminent Domain, condemnation, and hold the ~~real property~~
38 land as necessary and proper for county purposes;
39 ~~(iii)~~ (c) as may be necessary to the exercise of its powers, acquire personal property
40 by purchase, lease, contract, or gift, and hold such personal property; and
41 ~~(iv)~~ (d) manage and dispose of its property as the interests of its inhabitants may
42 require.
43 ~~(b) Nothing in Subsection (2)(a)(ii) may be construed to authorize a county to acquire~~
44 ~~by condemnation the rights to water used in agricultural production unless the land to which~~
45 ~~those water rights are appurtenant is acquired by condemnation.]~~

Legislative Review Note
as of 2-4-04 6:58 AM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel

Fiscal Note
Bill Number SB0215

County Powers Amendments

11-Feb-04

10:50 AM

State Impact

No fiscal impact.

Individual and Business Impact

No fiscal impact.

Office of the Legislative Fiscal Analyst