

# 1st Sub. H.B. 65

## SPECIAL AND LOCAL DISTRICTS AMENDMENTS

SENATE FLOOR AMENDMENTS

AMENDMENT 2

FEBRUARY 26, 2007

9:50 AM

Senator **Carlene M. Walker** proposes the following amendments:

1. Page 108, Line 3326:

3326 last completed real property assessment roll of the county in which the property is located; ~~{or}~~ and

2. Page 329, Lines 10173 through 10174:

10173 (2) A hearing under Subsection (1) may not be held less than 21 days ~~{or more than 30~~  
10174 days} after the filing of the validation petition.

3. Page 330, Lines 10206 through 10209:

10206 ~~{(1) The filing of a validation petition and the giving of notice as required in Section~~  
10207 ~~17B-1-1204 give the district court jurisdiction of the validation petition and validation~~  
10208 ~~proceedings.}~~

10209 ~~{(2)}~~ (1) At each validation petition hearing, the court shall ~~{examine into and}~~  
determine all

4. Page 330, Line 10211:

10211 ~~{(3)}~~ (2) The district court shall:

5. Page 330, Line 10216:

10216 ~~{(4)}~~ (3) The district court shall disregard each error, irregularity, or omission that does not

6. Page 330, Line 10218:

10218 ~~{(5)}~~ (4) Except as otherwise specified in this part, the Utah Rules of Civil Procedure shall

7. Page 331, Lines 10229 through 10232:

10229 (3) ~~{Notwithstanding Rule 55(c) and Rule 60(b) of the Utah Rules of Civil Procedure or~~  
10230 ~~any other provision of law, each}~~ A district court judgment adjudicating matters raised by a

10231 validation petition ~~{shall}~~ :

10232 (a) ~~{be}~~ is binding and conclusive as to the local district and all other parties to the

8. Page 331, Line 10234:

10234 (b) ~~{constitute}~~ constitutes a permanent injunction against any action or proceeding to contest  
any

9. Page 331, Lines 10236 through 10246:

10236 ~~{(4) After a final judgment has been entered in validation proceedings:~~  
10237 ~~—(a) no court has jurisdiction to adjudicate the matters adjudicated in the validation~~  
10238 ~~proceedings; and~~  
10239 ~~—(b) the right of any person to litigate a matter adjudicated in the validation proceedings~~  
10240 ~~terminates.}~~

10241 ~~{(5)}~~ (4) (a) ~~{An}~~ Each appeal of a final judgment in validation proceedings  
~~{may}~~ shall be ~~{taken only to}~~ filed with  
10242 the Supreme Court ~~{and}~~ .

(b) An appeal of a final judgment in validation proceedings may be filed only by a party to the  
validation proceedings.

10243 ~~{(b) Each appeal of a final judgment in validation proceedings shall be filed within ten~~  
10244 ~~days after the date of the entry of the final judgment.}~~

10245 (c) The ~~{Supreme Court}~~ appellate court hearing an appeal under this section shall  
expedite ~~{and give priority to}~~ the hearing ~~{and decision}~~ of  
10246 ~~{an}~~ the appeal ~~{under this section}~~ .