



House of Representatives *State of Utah*

UTAH STATE CAPITOL COMPLEX • 350 STATE CAPITOL
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February 13, 2008

Mr. Speaker:

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **H.B. 229**, PROTECTIONS FOR AGRICULTURAL PRACTICES, by Representative M. Morley, with the following amendments and recommends it be placed on the Consent Calendar.

1. *Page 1, Lines 16 through 18:*

16 sound agricultural practices {~~;~~**and**
17 ~~provides an exception for air, water, or land pollution, and hazards to~~
 ~~another~~
18 **person**} .

2. *Page 2, Lines 47 through 51:*

47 constitute a public nuisance under Subsection (1) {~~unless the [agricultural operation~~
 ~~has a~~
48 ~~substantial adverse effect on the public health and safety.] activity:~~
49 ~~(i) causes air, land, or water pollution that creates a substantial adverse effect~~
 ~~on the~~
50 ~~public health and safety; or~~
51 ~~(ii) constitutes an immediate safety hazard to at least one person.}~~ .

3. *Page 3, Lines 59 through 63:*

59 practices [~~are presumed to be reasonable and~~] do not constitute a nuisance {~~unless the~~
60 ~~[agricultural operation has] activity:~~
61 ~~(a) causes air, land, or water pollution that creates a substantial adverse effect~~
 ~~on the~~
62 ~~public health and safety[.]; or~~
63 ~~(b) constitutes an immediate safety hazard to at least one person.}~~ .

Respectfully,

Roger E. Barrus
Committee Chair

Voting: 13-0-2



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