

1st Sub. H.B. 385
ROAD AND RIGHTS-OF-WAY AMENDMENTS

HOUSE FLOOR AMENDMENTS

AMENDMENT 1

FEBRUARY 29, 2008 10:00 AM

Representative **Michael E. Noel** proposes the following amendments:

1. *Page 1, Lines 13 through 16:*

13 ▶ provides that if a political subdivision of the state transfers an R.S. 2477 right-of-
14 way ~~{or a portion of an R.S. 2477 right-of-way to the federal government or an agency of the~~
15 ~~federal government}~~ , the R.S. 2477 right-of-way ~~{or portion of the R.S. 2477 right-of-way}~~ shall
16 ~~{automatically}~~ revert to the state; ~~{and}~~ =
▶ provides that if an R.S. 2477 right-of-way reverts to the state, the state has no maintenance responsibilities and has certain liability protections; and

2. *Page 2, Lines 33 through 38:*

33 (b) If any R.S. 2477 right-of-way is abandoned or transferred by a political subdivision of the state,
34 the right-of-way shall revert to the state.
35 ~~{(3) If a political subdivision of the state transfers an R.S. 2477 right-of-way or a~~
36 ~~portion of an R.S. 2477 right-of-way to the federal government or an agency of the federal~~
37 ~~government, the R.S. 2477 right-of-way or portion of the R.S. 2477 right-of-way shall~~
38 ~~automatically revert to the state.}~~ =
(c) If an R.S. 2477 right-of-way reverts to the state in accordance with Subsection (2)(b), the state has no maintenance responsibilities and has the liability protections provided under Section 72-5-306.