

**1st Sub. S.B. 89**  
**LEGAL NOTICE AMENDMENTS**

Senator **Stephen H. Urquhart** proposes the following amendments:

1. Page , Line 26 through Page 2, Line 26:

26            ~~{None}~~    **This bill coordinates with H.B. 216, Incorporation of a Town Amendments, by providing superseding, technical amendments.**

2. Page 4, Line 89:

89            75-1-401, as last amended by Laws of Utah 2009, Chapter 388

**Utah Code Sections Affected by Coordination Clause:**

**10-2-125, as last amended by Laws of Utah 2009, Chapters 350 and 388**

3. Page 9, Line 262 through Page 10, Line 277:

262            (B)    ~~{subject to Subsection (3)(e)(ii)}~~    **no later than 10 days after the clerk determines that a request complies with the requirements of Subsection (3)(b)** , give notice of the public hearing on the proposed

263    incorporation by:

264            (I) posting notice of the public hearing on the county's Internet website, if the county  
265    has an Internet website;    ~~{and}~~

266            (II) (Aa)    ~~{(ii)}~~    publishing notice of the public hearing at least once a week for two  
267    consecutive weeks in a newspaper of general circulation within the proposed town;    ~~{and}~~    **or**  
268            ~~{(Hii) publishing notice of the public hearing [in accordance with Section 45-1-101] on~~  
269    **the Utah Public Notice Website created in Section 63F-1-701 for two weeks; or**

270            (Bb)    ~~{in accordance with Subsection (3)(e)(i)(B)(H)(Aa)(ii),}~~    if there is no newspaper of  
271    general circulation within the proposed town, posting notice of the public hearing in at least  
272    five conspicuous public places within the proposed town    ~~{-}~~    **; and**

**(III) publishing notice of the public hearing on the Utah Public Notice Website created in Section 63F-1-701.**

273            ~~{(ii) The posting of notice required under Subsection (3)(e)(i)(B)(I) and, if applicable,~~  
274    **Subsection (3)(e)(i)(B)(H)(Bb) and the first publishing of notice required under Subsection**  
275    **(3)(e)(i)(B)(H)(Aa), if applicable, shall occur no later than 10 days after the clerk determines**  
276    **that a request complies with the requirements of Subsection (3)(b).}**

277            ~~{(iii)}~~    **(ii)**    Each public hearing under Subsection (3)(e)(i)(A) shall be conducted by the chair

4. Page 111, Line 3408:

3408 proceeding.

**Section 62. Coordinating S.B. 89 with H.B. 216 -- Superseding, technical amendments.**

**If this S.B. 89 and H.B. 216, Incorporation of a Town Amendments, both pass, it is the intent of the Legislature that the amendments in this S.B. 89 to Subsection 10-2-125(3)(e) supersede the amendments to Subsection 10-2-125(3)(e) contained in H.B. 216 when the Office of Legislative Research and General Counsel prepares the Utah Code database for publication.**