

26 AMENDS:

27 **67-5-29**, as enacted by Laws of Utah 2010, Chapter 262

28

29 *Be it enacted by the Legislature of the state of Utah:*

30 Section 1. Section **67-5-29** is amended to read:

31 **67-5-29. Duty to file legal actions.**

32 (1) (a) Unless the United States substantially complies with the demands referenced in  
 33 2012 General Session, H.C.R. 1, Concurrent Resolution - Letter to Federal Government, the  
 34 attorney general shall file an action on or before ~~Ĥ~~→ [October 1, 2012] April 15, 2013 ←Ĥ , in  
 34a United States district court

35 to obtain a declaratory judgment to enforce the Utah Enabling Act, Section 9.

36 [(+)] (b) The attorney general may file an action in addition to the action described in  
 37 Subsection (1)(a) to enforce the Utah Enabling Act, Section 9.

38 (2) In accordance with Title 78B, Chapter 6, Particular Proceedings, the attorney  
 39 general shall file an eminent domain action or quiet title action on property possessed by the  
 40 federal government:

41 (a) (i) that facilitates the state's ability to manage the school and institutional trust lands  
 42 consistent with the state's fiduciary responsibilities towards the beneficiaries of the trust lands;  
 43 and

44 (ii) (A) that provides access to school and institutional trust lands; or

45 (B) that increases the profitability of the school and institutional trust lands; or

46 (b) for a public use that increases the ability of the state to generate revenue.

47 (3) The attorney general shall file, by no later than July 1, 2011, an eminent domain  
 48 action or quiet title action described in Subsection (2) on property possessed by the federal  
 49 government for:

50 (a) a highway on Spring Creek Road located in the western half of section 3, township  
 51 38 south, range 12 west to provide access to section 2, township 38 south, range 12 west;

52 (b) a highway off of Old Canyon Road located in the northeast quarter of the southeast  
 53 quarter of section 5, township 10 north, range 5 east to provide access to the southeast quarter  
 54 of the southeast quarter of section 32, township 11 north, range 5 east; or

55 (c) the purposes described in Subsection (2).

56 Section 2. **Fiscal Year 2012 Supplemental Appropriation.**