

1st Sub. S.B. 86
AGRICULTURE PROTECTION AMENDMENTS

Senator **Curtis S. Bramble** proposes the following amendments:

1. *Page 8, Line 213:*

(6)(a) Within 15 days after the day of the hearing described in Subsection (3)(a), the applicable legislative body, the advisory board, or the political subdivision may file an application with the Office of the Property Rights Ombudsman, as provided in Title 13, Chapter 43, The Property Rights Ombudsman Act, for an advisory opinion advising:

(i) whether the criteria of this section have been met; and

(ii) whether the condemnation should be approved or rejected.

(b) If a party files a request for an advisory opinion under Subsection (6)(a), the request is a stay on the request for the proposed condemnation approval before the applicable legislative body until the Office of the Property Rights Ombudsman issues the requested advisory opinion.

213 ~~[(5)(a)]~~ ~~{(6)}~~ (7) Within 60 days after receipt of the notice of condemnation, the applicable

2. *Page 8, Line 218:*

218 ~~[(6) The]~~ ~~{(7)}~~ (8) (a) Subject to Subsection ~~{(7)}~~ (8) (b), the applicable legislative
body ~~[or the~~

3. *Page 8, Line 223:*

223 bring an action under Subsection ~~{(7)}~~ (8) (a) unless the action is to enforce the district court's final

4. *Page 8, Lines 227 through 229:*

227 (1) No later than 30 days after ~~{the public hearing described in}~~ a proposed condemnation is
approved or rejected in accordance with Section 17-41-405, a
228 person may file a complaint to appeal a decision made by the applicable legislative body to the
229 district court of the district where the protected area is located.