

Amendments to House Bill No. 295
1st Reading Copy

Requested by Representative Ed Lieser

For the House Federal Relations, Energy, and Telecommunications
Committee

Prepared by Sonja Nowakowski
February 4, 2013 (7:23am)

1. Title, page 1, line 4.

Strike: "IN NEGOTIATIONS"

2. Page 1, line 12.

Strike: "The" through "use"

Insert: "A condemnor"

3. Page 1, line 13.

Strike: "before" through "for"

Insert: "after an initial meeting with the property owner to
discuss"

4. Page 1, line 14.

Following: "taken"

Insert: "and for the damage to the remaining property of the
property owner"

5. Page 1, line 29.

Following: "litigation"

Insert: ", as provided in 70-30-306(1)(a), "

6. Page 2, line 1 through line 4.

Strike: "condemnee" on line 1 through "attorney" on line 4

Insert: "necessary expenses of litigation, as provided in 70-30-
306(1)(b), to the condemnee"

7. Page 2, line 7.

Following: "(1)"

Insert: "(a)"

8. Page 2.

Following: line 9

Insert: "(b) Necessary expenses of litigation as authorized by
70-30-305(2)(b) include the entire amount of the condemnee's
contingent attorney fees, not to exceed 33% of the final
award. The fees may not be computed on an hourly basis and
must be based on the contingent fee contract that the
condemnee enters into with an attorney."

9. Page 2, line 10.

Strike: "Reasonable"

Insert: "Except as provided in subsection (1)(b), reasonable"

Strike: "as" through "(1)"

- END -