1   **APPELLATE BOND AMENDMENTS**

2   2015 GENERAL SESSION

3   STATE OF UTAH

4   **Chief Sponsor: Douglas V. Sagers**

5   Senate Sponsor: _____

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7   **LONG TITLE**

8   **General Description:**

9   This bill repeals and reenacts provisions relating to appellate bonds for political

10   subdivisions.

11   **Highlighted Provisions:**

12   This bill:

13   ▸   repeals and reenacts provisions relating to appellate bonds for political subdivisions.

14   **Money Appropriated in this Bill:**

15   None

16   **Other Special Clauses:**

17   This bill provides a special effective date.

18   **Utah Code Sections Affected:**

19   REPEALS AND REENACTS:

20   **78B-5-805**, as repealed and reenacted by Laws of Utah 2013, Chapter 33

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

23   Section 1. Section **78B-5-805** is repealed and reenacted to read:

24   **78B-5-805. State, state officers, and political subdivisions not required to give**

25   **bond.**

26   (1) In any civil action or proceeding in which the state is a party plaintiff, or any state

27   officer in an official capacity or on behalf of the state, or any county or city or other public

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28 corporation is a party plaintiff or defendant, no bond, written undertaking, or security may be

29 required of the state, or any state officer, or of any county, city, or other public corporation.

30   (2) Upon compliance with the other provisions of the law, the state or any state officer

31 acting in an official capacity, or any county, city, or other public corporation, has the same

32 rights, remedies, and benefits as if the bond, undertaking, or security were given and approved

33 as required by law.

34   Section 2. **Effective date.**

35   If approved by two-thirds of all the members elected to each house, this bill takes effect

36 upon approval by the governor, or the day following the constitutional time limit of Utah

37 Constitution, Article VII, Section 8, without the governor's signature, or in the case of a veto,

38 the date of veto override.