

### 3rd Sub. H.B. 591 Nuisance Amendments

Senate Amendments

Amendment 1

March 05, 2026 01:41 PM

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Senator **Brady Brammer** proposes the following amendments:

1. *Line 1245 through 1256:*

1245 Section **78B-6a-102**. is enacted to read:

1246 **78B-6a-102** Abrogation of common law nuisance -- Exception -- Reporting  
1247 requirement.

1248 (1) (a) {This} Except as provided in Subsection (2), this chapter abrogates any common law  
civil right of action for a public nuisance

1249 or a private nuisance in this state.

1250 (b) Subsection (1)(a) does not abrogate a common law civil right of action for public  
1251 nuisance or a private nuisance that accrued, or is pending in a court, before May 6,  
1252 2026.

1253 (2) {Notwithstanding Subsection (1), the} The attorney general may bring a common law  
civil

1254 right of action for a public nuisance or private nuisance in this state if:

1255 (a) the attorney general determines that there is a substantial ongoing harm to a  
1256 significant number of the citizens of Utah; and