

Natural Resources, Agriculture, & Environmental Quality  
Appropriations Subcommittee

***2015 General Session***

**Voting Packet, RESULTS**

*Office of the Legislative Fiscal Analyst*

2-12-2015

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## 1. Federal Funds

Approved the federal funds requested by the agencies, as presented by the Fiscal Analyst on Feb. 4, 2015 in a document titled Agencies' Requests for Federal Funds that can be found on our subcommittee's webpage under "Related Links."

## 2. Fees

Approved the fees for the agencies in this subcommittee as presented by the Fiscal Analyst on Feb. 10, 2015 that can be found on our subcommittee's webpage in "Related Links" under "Fees for FY 2016."

## 3. Legislative Intent Language

Approved the following legislative intent language (pages 2-7 of the voting packet):

### Nonlapsing Intent Language

#### *Department of Natural Resources*

##### **1. Natural Resources Administration: \$225,000**

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for DNR Administration in Item 1, Chapter 5, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are limited to: Capital Projects \$25,000; Operating Budget Items \$200,000.

##### **2. Species Protection: \$200,000**

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for the Species Protection program in Item 2, Chapter 5, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are limited to projects started in 2015: \$200,000.

##### **3. Watershed: \$700,000**

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for the Watershed program in Item 4, Chapter 5, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are limited to projects started in 2015: \$700,000.

##### **4. Forestry, Fire, and State Lands: \$2,634,000**

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for the Division of Forestry, Fire, and State Lands in Item 5, Chapter 5, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are limited to: Sovereign Lands Projects \$1,210,000; Bear River Migratory Bird Refuge Dispute \$100,000; Little Willow Water Line \$32,000; Navigational Hazards Removal \$20,000; Lands Maintenance \$50,000; Information Database \$110,000; Jordan River Assessment \$27,000; Bear River Baseline \$35,000; Bear Lake Public Access \$50,000, Cedar City Office Building \$1,000,000.

**5. Oil, Gas, and Mining: \$400,000**

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for the Division of Oil, Gas, and Mining in Item 6, Chapter 5, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are limited to: Mining Special Projects/Studies \$250,000; Computer Equipment/Software \$50,000; Employee Training/Incentives \$50,000; Equipment/Supplies \$50,000.

**6. Wildlife Resources: \$500,000**

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for the Wildlife Resources line item in Item 7, Chapter 5, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are limited to projects funded from the Mule Deer Protection Restricted Account \$300,000; and projects funded from the Predator Control Restricted Account \$200,000.

**7. Wildlife Resources Capital: \$649,400**

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for the Wildlife Resources Capital line item in Item 12, Chapter 5, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are limited to Operations and Maintenance of the Hatchery Systems in the state: \$649,400.

**8. Utah Geological Survey: \$960,000**

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for the Utah Geological Survey in Item 14, Chapter 5, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are limited to: Mineral Lease Projects \$830,000; Computer Equipment/Software \$60,000; Equipment/Supplies \$40,000; Employee Training/Incentives \$30,000.

**9. Water Resources: \$200,000**

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for the Division of Water Resources in Item 15, Chapter 5, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are limited to: Current Expenses \$50,000; Computer Equipment/Software \$25,000; Special Projects/Studies \$125,000.

**10. Water Rights: \$350,000**

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for the Division of Water Rights in Item 16, Chapter 5, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are limited to: Computer Equipment/Software \$40,000; Adjudication \$50,000, Special Projects/Studies \$150,000; Employee Incentive/Training \$30,000, Equipment/Supplies \$50,000, Current Expense \$30,000.

***Department of Agriculture and Food***

**11. Agriculture Administration: \$500,000**

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for the General Administration line item in Item 26, Chapter 5, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are limited to: Computer Equipment/Software \$35,000; Employee Training/Incentives \$140,000; Equipment/Supplies \$75,000; Special Projects/Studies \$250,000.

**12. Animal Health: \$300,000**

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for the General Administration line item in Item 27, Chapter 5, Laws of Utah 2014, shall not lapse at the close of

FY 2015. Expenditures of these funds are limited to: Employee Training/Incentives \$75,000; Special Projects/Studies \$225,000.

**13. Plant Industry: \$950,000**

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for the General Administration line item in Item 28, Chapter 5, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are limited to: Capital Equipment or Improvements \$100,000; Computer Equipment/Software \$50,000; Employee Training/Incentives \$60,000; Equipment/Supplies \$100,000; Vehicles \$40,000; Special Projects/Studies \$600,000.

**14. Regulatory Services: \$750,000**

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for the General Administration line item in Item 26, Chapter 5, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are limited to: Computer Equipment/Software \$50,000; Employee Training/Incentives \$80,000; Equipment/Supplies \$100,000; Special Projects/Studies \$520,000.

**15. Marketing and Development: \$200,000**

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for the General Administration line item in Item 26, Chapter 5, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are limited to: Employee Training/Incentives \$40,000; Equipment/Supplies \$50,000; Special Projects/Studies \$110,000.

**16. Predatory Animal Control: \$320,000**

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for Predatory Animal Control in Item 30, Chapter 5, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are limited to: Employee Training/Incentives \$40,000; Equipment/Supplies \$50,000; Vehicles \$30,000; Special Projects/Studies \$200,000.

**17. Resource Conservation: \$200,000**

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for Resource Conservation in Item 32, Chapter 5, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are limited to: Capital Equipment or Improvements \$30,000; Computer Equipment/Software \$25,000; Employee Training/Incentives \$20,000; Equipment/Supplies \$20,000; Vehicles \$25,000; Special Projects/Studies \$80,000.

**18. Rangeland Improvement: \$1,000,000**

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for Rangeland Improvement in Item 33, Chapter 5, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are limited to rangeland improvement projects \$1,000,000.

**19. Invasive Species Mitigation: \$1,000,000**

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for Invasive Species Mitigation in Item 32, Chapter 5, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are limited to invasive species mitigation projects \$1,000,000.

## ***Department of Environmental Quality***

### **20. Executive Director's Office: \$627,400**

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for Executive Director's Office in Item 17, Chapter 5, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are limited to high level nuclear waste opposition \$127,400; capital improvements/maintenance and equipment \$350,000; administrative law judge \$150,000.

### **21. Air Quality: \$400,000**

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for Division of Air Quality in Item 18, Chapter 5, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are limited to reducing future operating permit fees \$100,000; air monitoring equipment \$200,000; public awareness campaign \$100,000.

### **22. Drinking Water: \$210,000**

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for Division of Drinking Water in Item 22, Chapter 5, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are limited to computer and printer replacements \$10,000; special studies and database development \$200,000.

### **23. Solid and Hazardous Waste: \$425,000**

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for Division of Solid and Hazardous Waste in Item 23, Chapter 5, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are limited to antifreeze collection tanks \$300,000; community outreach and public education \$125,000.

### **24. *Office of Energy Development***

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for the Office of Energy Development in Item 25, Chapter 5, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are limited to commercial and industrial energy efficiency and renewable energy programs involving building improvements, infrastructure, transportation and agriculture: \$620,900; and, programs aimed at accomplishing the Governor's 10-year strategic energy plan: \$150,200.

### **25. *Public Lands Office***

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for the Public Lands Policy Coordinating Office in Item 24, Chapter 5, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are limited to litigation expenses: \$800,000.

### **26. *Stewardship of Public Lands***

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for the Commission for the Stewardship of Public Lands in Item 117, Chapter 422, Laws of Utah 2014, shall not lapse at the close of FY 2015. Expenditures of these funds are for the Commission to use at its discretion in carrying out its statutory duties: \$2,000,000.

## Other Intent Language

### *Department of Natural Resources*

#### **27. Natural Resources Administration**

- a. The Legislature intends that the Department of Natural Resources work with the Office of the Legislative Fiscal Analyst to identify ways to better optimize the resources of its financial operations, and report to the Natural Resources, Agriculture, and Environmental Quality Appropriations Subcommittee by November 30, 2015.
- b. The Legislature intends that the Department of Natural Resources transfer \$50,000 to the Bear Lake Commission to be expended only as a one-to-one match with funds from the State of Idaho.
- c. The Legislature intends that the Department of Natural Resources continue to facilitate and staff the Executive Water Task Force.

#### **28. Species Protection**

The Legislature intends that the Utah Lake Commission present specific long-term funding plans for the carp-removal efforts during the 2016 General Session.

#### **29. Wildlife Resources Operations**

- a. The legislature intends that up to \$180,000 be spent on livestock damage. \$90,000 will be from the General Fund and up to \$90,000 will be from the General Fund Restricted – Wildlife Resources account. The Legislature also intends that this appropriation shall not lapse at the close of FY 2015.
- b. The Legislature intends that up to \$700,000 of Wildlife Resources budget may be used for big game depredation expenses. The Legislature also intends that half of these funds be from the General Fund Restricted – Wildlife Resources account and half from the General Fund. The Legislature also intends that this appropriation shall not lapse at the close of FY 2015.

#### **30. Parks and Recreation**

The Legislature intends that the \$50,000 appropriation increase for This Is the Place Heritage Park be transferred to the park only after the park has received matching funds of at least \$50,000 from Salt Lake City and at least \$50,000 from Salt Lake County.

#### **31. Water Rights**

The Legislature intends that the Division of Water Rights work with the Office of the Legislative Fiscal Analyst to realign its appropriations unit structure to better match its operations.

#### **32. Forestry, Fire, and State Lands**

- a. The Legislature intends that Division of Forestry, Fire, and State Lands purchase two new vehicles in FY 2015 through the Division of Fleet Operations.
- b. The Legislature intends that the \$250,000 for Bear Lake Access be contingent upon at least a 50% match from other state and/or local sources.

- c. The Legislature intends that the \$50,000 for Jordan River bank stabilization be contingent upon a one-to-one match from non-state sources.
- d. The Legislature intends that the \$250,000 for LiDAR for Northern Utah be contingent upon a one-to-one match from other state, federal, and/or local sources.

## ***Department of Agriculture and Food***

### **33. Predatory Animal Control**

The Legislature intends that Department of Agriculture and Food purchase one new vehicle in FY 2015 for the Predatory Animal Control line item.

### **34. Regulatory Services**

The Legislature intends that Department of Agriculture and Food purchase one new vehicle in FY 2015 for the Regulatory Services line item.

### **35. Resource Conservation**

The Legislature intends that Department of Agriculture and Food purchase seven new vehicles in FY 2015 for the Resource Conservation line item.

### **36. Rep. Miller**

The Legislature intends that the “Jordan River/Utah Lake Improvements” funding request (priority 20 on the one-time General Fund list, p. 9 of the voting packet) be contingent upon a 3-to-1 match with non-state funds. *(Note: this intent language is only valid if the funding for the request is appropriated.)*

## **4. Other Motions**

*Created a “Pass-Thru” Line Item for the Department of Natural Resources* in order to better track the funding intended to be passed on to an outside entities.

### **Rep. Perry**

I would like to make a motion for this committee to be on the record requesting changes in the makeup of each of the Internal Service Fund rate committees. I move to have all members of each rate committee be from user agencies, and to prohibit ISF directors/designees to be voting members on any of the rate committees.

## **5. Reallocations**

### **A. Agriculture**

Approved the reallocations among programs within the Department as presented by the Fiscal Analyst on Feb. 6, 2015 in a document titled Department of Agriculture and Food that can be found on our subcommittee’s webpage under “Related Links.”

### **B. Forestry, Fire, and State Lands**

Approved to authorize the Division of Forestry, Fire, and State Lands to redirect the restricted funds to meet their new priorities, as presented by the Fiscal Analyst on Feb. 6, 2015 in a document titled Forestry, Fire, and State Lands that can be found on our subcommittee’s webpage under “Related Links.”

## 6. Non-General Fund Increases

Approved the following requests for funding from non-General Fund sources as provided on p. 8 of the voting packet:

*This list doesn't need to be prioritized*

Line:	Requestor	Subject	Fund	FY 2015	FY 2016	
				1x	1x	Ongoing
1	Agriculture	Natural Gas Inspector	Dedicated Credits	\$184,300	\$0	\$73,900
2	Agriculture	Calibration Standards	Dedicated Credits	\$102,700		
3	Agriculture	Fuel Lab Equipment and Calibration	Dedicated Credits	\$128,900		
4	Agriculture	Utah Conservation Commission	Federal		\$500,000	
5	Agriculture	Utah Conservation Commission	Transfers		\$340,000	
6	Agriculture	Utah Conservation Commission	Agri Rural Dev Loan		\$80,000	
7	Agriculture	Grazing Improvement Program	Rangeland Acct		\$1,000,000	
8	Environmental Quality	Petroleum Storage Tank Loan and PST Trust Fund Adjustmen	Petroleum Storage	(\$595,000)		
9	Environmental Quality	Transfer to Hazardous Substance Mitigation Fund	Env. Qual. Acct		\$400,000	
10	Environmental Quality	Water Quality Fees and Permits	Dedicated Credits	\$496,900		\$78,700
11	Parks	Jordanelle Park Capital Improvements	Parks Fees Acct		\$1,000,000	
12	Natural Resources	DNR Richfield Office Building	Sov. Lands Acct		\$2,006,300	
13	Forstry, Fire, State Lands	Freeport Center O&M	Sov. Lands Acct			\$56,600
14	Forstry, Fire, State Lands	Vehicles	Sov. Lands Acct		\$65,000	\$9,600
15	Forstry, Fire, State Lands	Catastrophic Fire	Sov. Lands Acct		\$2,500,000	
16	Forstry, Fire, State Lands	Asset and Agreement Tracking System Maintenance & Hostir	Sov. Lands Acct			\$40,000
17	Forstry, Fire, State Lands	Jordan River: Bank Stabilization	Sov. Lands Acct			\$50,000
18	Forstry, Fire, State Lands	Jordan River: Commission	Sov. Lands Acct			\$30,000
19	Forstry, Fire, State Lands	Bear Lake: Law Enforcement	Sov. Lands Acct			\$65,000
20	Forstry, Fire, State Lands	Navigational Hazards Removal	Sov. Lands Acct		\$150,000	
21	Forstry, Fire, State Lands	Bear River Management Plan, Phase 1	Sov. Lands Acct		\$100,000	
22	Forstry, Fire, State Lands	Bear Lake: Access Points Improvement	Sov. Lands Acct		\$250,000	
23	Forstry, Fire, State Lands	LiDAR for Northern Utah	Sov. Lands Acct		\$250,000	
24	Wildlife	Coyote Control	Pred. Ctrl Acct			\$200,000
25	Rep. Curt Webb	Invasive Species Inspections, Quagga, Bear Lake	Sov. Lands Acct		\$100,000	
26	Rep. Lee Perry	Northern Utah Community Fisheries	Wildlife Acct		\$250,000	
27	Rep. Michael Noel	Kodachrome Park Access Road Bridge	Parks Fees Acct	\$260,000		
28	Rep. Michael Noel	PLPCO-Protect States Rights Litigation	Sov. Lands Acct		\$1,000,000	
29	Rep. Mike McKell	Utah Lake Commission	Species Prot. Acct		\$500,000	
30	SITLA Capital	Reduction of SITLA Capital Projects	Land Grant Mgt			(\$3,300,000)
31	SITLA Operations	Transfer Environmental FTE	Land Grant Mgt			(\$113,500)
32	SITLA Land Stewardship	Transfer Environmental FTE	Land Grant Mgt			\$113,500
33	SITLA Land Stewardship	Land Stewardship Projects	Land Grant Mgt			\$1,500,000
34	SITLA Operations	Federal Land Exchange	Land Grant Mgt		\$300,000	
35	SITLA Operations	Trust Lands Auditor	Land Grant Mgt			\$70,000
36	SITLA Operations	RS 2477 Analyst	Land Grant Mgt		\$46,300	
37	Sen. Hinkins	1 FTE, Oil & Gas Program	Oil & Gas Acct			\$168,500
38	Forstry, Fire, State Lands	Utah Lake State Park, Dredging	Sov. Lands Acct		\$1,500,000	
39	SITLA Operations	Oil and Gas Employee	Land Grant Mgt			\$140,000
40	SITLA Operations	Sage Grouse	Land Grant Mgt		\$100,000	

## 7. General Fund Increases, Priority Lists for EAC

### A. One-time General Fund Requests

Approved the prioritized list of **one-time** General Fund items in **Section A** on p. 9 of the voting packet as follows:

#### One Time, General Fund

Rank:	Requestor	Subject	Fund	1x
1	Sen. Lyle Hillyard	Bear Lake State Park Marina	GF	\$100,000
2	Sen. Ralph Okerlund	Conservation Districts Equipment & Supplies	GF	\$182,000
3	Agriculture	Utah Conservation Commission	GF	\$400,000
4	Utah Geological Survey	Geologic Hazard Mapping	GF	\$3,000
5	Rep. Keven Stratton	Commission for Stewardship of Public Lands	GF	\$3,000,000
6	Rep. Michael Noel	RS 2477 Lawsuits	GF - 2015	\$1,000,000
7	Rep. Michael Noel	RS 2477 Projects	GF	\$2,000,000
8	Environmental Quality	Enterprise-wide Land Information Initiative	GF	\$600,000
9	Sen. David Hinkins	Gordon Creek Stream Bank Alteration	GF	\$150,000
10	Sen. David Hinkins	Millsite Reservoir	GF	\$200,000
11	Sen. Kevin Van Tassell	GIP/Sage/Fire Control	GF	\$1,000,000
12	Sen. Kevin Van Tassell	Sage Grouse Non Listing	GF	\$2,000,000
13	Wildlife Resources	Lake Powell Quagga Mussel Containment	GF	\$740,000
14	Water Rights	Canal Safety Amendments ( <i>H.B. 370, 2014 GS</i> )	GF	\$130,000
15	Sen. Hinkins	Help with Shortfall, Utah Geological Survey	GF - 2015	\$300,000
16	Subcommittee	This Is The Place Park	GF	\$200,000
17	Energy Development	Research Triangle	GF	\$200,000
18	Water Resources	Dam Safety	GF	\$11,000,000
19	Rep. V. Lowry Snow	Air Quality Compliance	GF - 2015	\$43,600
20	Rep. Eric Hutchings	Jordan River/Utah Lake Improvements	GF	\$1,000,000
21	Rep. Patrice Arent	Clean Air Retrofit, Replacement, Off-Road	GF	\$1,000,000
22	Rep. Becky Edwards	Natural Resources/NSL Landslide	GF	\$451,000
23	Rep. Duckworth	State Fair Corporation	GF	\$675,000
				<b>\$26,374,600</b>

**B. Ongoing General Fund Requests**

Approved the prioritized list of **Ongoing** General Fund items in **Section B** on p. 10 of the voting packet as follows:

**Ongoing, General Fund**

<b>Rank</b>	<b>Requestor</b>	<b>Subject</b>	<b>Fund</b>	<b>Ongoing</b>
1	Agriculture	Utah Conservation Commission	GF	\$300,000
2	Natural Resources	Geologic Hazard Mapping	GF	\$184,800
3	Rep. Lee Perry	Utah's Own	GF	\$100,000
4	Rep. Michael Noel	RS 2477 Lawsuits	GF	\$850,000
5	Sen. Hinkins	Water Rights Adjudication	GF	\$438,000
6	Sen. David Hinkins	NEPA Fund	GF	\$250,000
7	Sen. David Hinkins	Colorado River Basin Conservation	GF	\$3,000,000
8	Subcommittee	This Is The Place Park	GF	\$200,000
9	Rep. Jack Draxler	Agriculture in the Classroom	EF	\$150,000
10	Rep. Edward Redd	UDAQ - Air Quality Research	GF	\$750,000
11	Rep. V. Lowry Snow	Air Quality Compliance	GF	\$360,300
12	Sen. Brian Shiozawa	Attorney General Air Quality Staff	GF	\$135,000
				<b>\$6,718,100</b>