

Chapter 2
Transfer of State Lands to United States Government Act

Part 1
General Provisions

63L-2-101 Title.

This chapter is known as the "Transfer of State Lands to United States Government Act."

Enacted by Chapter 382, 2008 General Session

Part 2
Procedures for Acquisition of Property

63L-2-201 Federal government acquisition of real property in the state.

(1) As used in this chapter:

(a) "Governmental entity" means:

- (i) an agency, as that term is defined in Subsection 63G-10-102(2);
- (ii) the School and Institutional Trust Lands Administration created in Section 53C-1-201;
- (iii) the School and Institutional Trust Lands Board of Trustees created in Section 53C-1-202; or
- (iv) a county.

(b) "Governmentally controlled land" means land owned or managed by a governmental entity.

(2)

(a) Before legally binding the state by executing an agreement to sell or transfer to the United States government 500 or more acres of governmentally controlled land or school and institutional trust lands, a governmental entity shall submit the agreement or proposal:

- (i) to the Legislature for its approval or rejection; or
- (ii) in the interim, to the Legislative Management Committee for review of the agreement or proposal.

(b) The Legislative Management Committee may:

- (i) recommend that the governmental entity execute the agreement or proposal;
- (ii) recommend that the governmental entity reject the agreement or proposal; or
- (iii) recommend to the governor that the governor call a special session of the Legislature to review and approve or reject the agreement or proposal.

(3) Before legally binding the state by executing an agreement to sell or transfer to the United States government less than 500 acres of any governmentally controlled land or school and institutional trust lands, a governmental entity shall notify the Natural Resources, Agriculture, and Environment Interim Committee.

(4) Notwithstanding Subsections (2) and (3), the Legislature approves all conveyances of school trust lands to the United States government made for the purpose of completing the Red Cliffs National Conservation Area in Washington County.

(5) A governmental entity may, in its discretion, give written notice to the Legislative Management Committee of formal negotiations it enters into with a federal agent or entity intended or likely to result in:

(a) the sale, exchange, or transfer of specific governmentally controlled land or school and institutional trust lands to the federal government; or

(b) designation of specific governmentally controlled land or school and institutional trust lands as a federal park, monument, or wilderness area.

Amended by Chapter 84, 2015 General Session