

**MINUTES OF THE
NATURAL RESOURCES, AGRICULTURE, & ENVIRONMENT
STANDING COMMITTEE**

ROOM 303 STATE CAPITOL BUILDING

January 27, 1998

Members Present: Rep. Bradley T. Johnson, Chair
Rep. Tom Hatch, Vice-Chair
Rep. Eli H. Anderson
Rep. Craig W. Buttars
Rep. Mary Carlson
Rep. Beverly Ann Evans
Rep. James R. Gowans
Rep. Dennis H. Iverson
Rep. Evan L. Olsen
Rep. Michael R. Styler
Rep. Jordan Tanner
Rep. Daniel H. Tuttle
Rep. Bill Wright

Members Absent: Rep. Melvin R. Brown

Staff Present: Connie Steffen, Research Analyst
Beverly Weeks, Committee Secretary

Visitors List: List filed with Committee Minutes

Representative Tom Hatch, Vice Chair, called the meeting to order at 8:10 a.m.

MOTION: Rep. Carlson moved to approve the minutes of January 23, 1998.

The motion passed unanimously with Reps. Evans, Tuttle and Wright absent for the vote.

H.B. 273 Water Exchange Applications (*D. Ure*)

Rep. Ure said the bill eliminates the filing of water exchange applications. Change of use applications will be filed instead.

Bob Morgan, Division of Water Rights, answered questions about the bill.

Earl Staker, Utah Water Users Association, expressed support for the bill.

MOTION: Rep. Olsen moved to pass the bill out favorably.

The motion passed unanimously with Reps. Evans, Tuttle and Wright absent for the vote.

MOTION: Rep. Olsen moved to place the bill on the consent calendar.

The motion passed unanimously with Reps. Evans, Tuttle, and Wright absent for the vote.

H.B. 281 Proof Of Appropriation Requirements (*M. Styler*)

Rep. Styler said the bill requires proof of appropriation or proof or change of water use to conform to rules and standards of the state engineer.

Bob Morgan, Division of Water Rights, said it eliminates antiquated provisions regarding filing of proof..

MOTION: Rep. Styler moved to amend the bill as follows:

1. Page 1, Line 17: After "applicant" insert "by mail"
2. Page 2, Line 31: Delete "land surveyor licensed in Utah or" and insert "Utah licensed land surveyor or Utah licensed professional"

The motion passed unanimously with Reps. Evans, Tuttle, and Johnson absent for the vote.

MOTION: Rep. Gowans moved to pass the bill out favorably.
The motion passed unanimously with Reps. Evans and Johnson absent for the vote.

H.B. 206 Eco-terrorism Prohibition and Penalties (*D. Iverson*)

Rep. Iverson said the bill substitute enhances the penalties for crimes intended to obstruct or impede lumber, mining, or agricultural activities.

MOTION: Rep. Iverson moved to adopt a substitute bill.
The motion passed unanimously with Reps. Evans and Johnson absent for the vote.

The following spoke in support of the bill:
David Pace, Utah Association of Conservation Districts
Kim Christy, Utah Farm Bureau

MOTION: Rep. Buttars moved to amend the bill as follows:

1. Page 2, Line 16: Delete "A" and insert "B"

The motion passed unanimously with Reps. Evans and Johnson absent for the vote.

The following spoke in opposition to the bill:
Ann O'Connell, Audubon Society

MOTION: Rep. Carlson moved to amend the bill as follows:

1. Page 1, Line 7: After "IMPEDE" delete "TIMBER, MINING, or AGRICULTURAL INDUSTRIES" and insert "BUSINESS"

2. Page 1, Line 20-21: After "lawful" delete "management, cultivation, or harvesting of trees or timber, or the management or operations of agricultural or mining industries" and insert "operation of a business"

The motion failed with Reps. Carlson and Tanner voting in favor and Reps Styler, Gowans, Anderson, Buttars, Iverson, Olson, Wright, Tuttle, and Hatch voting in opposition to the motion. Rep. Johnson and Evans were absent for the vote.

MOTION: Rep. Tuttle moved to pass the bill our favorably.

The motion passed with Reps. Carlson and Tanner voting in opposition. Reps. Evans and Johnson were absent for the vote.

H.B. 245 Utah Botanical Center Appropriation (M. Dillree)

Rep. Dillree said the bill appropriates money to move the Utah Botanical Center and build the infrastructure.

Paul Rasmussen, Utah State University distributed a handout describing the Utah Botanical Center.

The following spoke in support of the bill:

Ann O'Connell, Audubon Council of Utah

MOTION: Rep. Anderson moved to pass the bill out favorably.

The motion passed unanimously with Reps. Evans and Iverson absent for the vote.

H.B. 276 Conservation District Technical Assistance Appropriation (B. Johnson)

Rep. Johnson introduced Bill Rigby, Utah Association of Conservation Districts, who explained the bill appropriates money to provide technical assistance to farmers to implement soil and water conservation measures.

The following spoke in support of the bill:

Dean Maxwell, Utah Association of Conservation Districts
Gordon Yonker, Utah Association of Conservation Districts
Kim Christy, Utah Farm Bureau
Lee Roderick, U.S.U. Extension

MOTION: Rep. Buttars moved to pass the bill out favorably.

The motion passed unanimously with Rep. Iverson absent for the vote.

H.J.R. 11 Rehabilitation of Wildfire Damaged Lands Resolution (B. Johnson)

Rep. Johnson explained the resolution supports efforts to implement chaining and reseeding to rehabilitate land damaged by wildfire.

MOTION: Rep. Johnson moved to amend the resolution as follows:

1. Page 2, Line 4: After “Management” insert “ .U.S. Forest Service.”
2. Page 2, Line 7: After “Management,” insert “U, S. Forest Service.”

The motion passed unanimously with Rep. Iverson absent for the vote.

MOTION: Rep. Tanner moved to pass the bill out favorably.
The motion passed unanimously with Rep. Iverson absent for the vote.

MOTION: Rep. Tuttle moved to place the bill on the consent calendar.
The motion passed unanimously with Rep. Iverson absent for the vote.

H.B. 74 Agricultural Protection Areas (*E. Anderson*)

Rep. Anderson said the bill allows municipalities to create agriculture protection areas.

MOTION: Rep. Anderson moved to amend the bill as follows:

1. Page 4, Line 15: After “town” insert “that has adopted an ordinance permitting the creation of an agriculture protection area with the city or town”

The motion passed unanimously with Rep. Iverson absent for the vote.

The following spoke in support of the bill:
Representative Murray
Ron Schultz, West Haven City Council

MOTION: Rep. Carlson moved to pass the bill out favorably.
The motion passed unanimously with Rep. Iverson absent for the vote.

MOTION: Rep. Tuttle moved that the committee be adjourned. The motion passed unanimously and the meeting adjourned at 10:03 a.m.

Rep. Bradley T. Johnson, Chair

Rep. Tom Hatch, Vice-Chair