

1 **MAPPING AND DOCUMENTATION OF R.S.**
2 **2477 RIGHTS-OF-WAY AND OTHER**
3 **STRUCTURES**

4 1999 GENERAL SESSION

5 STATE OF UTAH

6 **Sponsor: Bradley T. Johnson**

7 AN ACT RELATING TO RIGHTS-OF-WAY ACROSS FEDERAL LANDS; DIRECTING THE
8 COLLEGE OF NATURAL RESOURCES AT UTAH STATE UNIVERSITY TO INVENTORY
9 AND MAP R.S. 2477 RIGHTS-OF-WAY USING GLOBAL POSITIONING SYSTEM
10 TECHNOLOGY AND TO PHOTOGRAPH ROADS, EVIDENCE OF VALID EXISTING
11 RIGHTS, AND OTHER STRUCTURES ON FEDERAL LANDS; APPROPRIATING \$450,000
12 FROM THE GENERAL FUND IN FISCAL YEAR 1999-2000 FOR THE WORK; AND
13 PROVIDING AN EFFECTIVE DATE.

14 This act affects sections of Utah Code Annotated 1953 as follows:

15 ENACTS:

16 **72-5-304.5**, Utah Code Annotated 1953

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

18 Section 1. Section **72-5-304.5** is enacted to read:

19 **72-5-304.5. Inventory and mapping of R.S. 2477 rights-of-way -- Photographing of**
20 **roads, structures, and evidence of valid and existing rights on federal lands.**

21 (1) The College of Natural Resources at Utah State University, in coordination with the
22 Cooperative Extension Service and Utah Association of Counties, shall:

23 (a) inventory and map R.S. 2477 rights-of way using Global Positioning System (GPS)
24 technology; and

25 (b) photograph:

26 (i) roads and other evidence of construction of R.S. 2477 rights-of-way;

27 (ii) structures or natural features that may indicate the purpose of an R.S. 2477

28 right-of-way, such as mines, agricultural facilities, recreational facilities, or scenic overlooks; and
29 (iii) evidence of valid and existing rights on federal lands, such as mines and agricultural
30 facilities.

31 (2) In selecting lands on which to perform the work described in Subsection (1), priority
32 shall be given to federal lands:

33 (a) that a federal land management agency proposes for special management, such as lands
34 to be managed as an area of critical environmental concern or primitive area; or

35 (b) proposed to receive a special designation by Congress, such as lands to be designated
36 as wilderness or a national conservation area.

37 (3) Utah State University and each county in which the work described in Subsection (1)
38 is performed shall enter into a memorandum of agreement which shall specify:

39 (a) the scope of work;

40 (b) a project budget; and

41 (c) any monetary or in-kind contributions of the county.

42 (4) To avoid duplication of work and minimize expenses, Utah State University is
43 encouraged to obtain maps and other relevant data on file with state agencies.

44 **Section 2. Appropriation.**

45 (1) Except as provided in H.B. 4, Appropriations Coordination Act, there is appropriated
46 \$450,000 from the General Fund in fiscal year 1999-2000, to the College of Natural Resources at
47 Utah State University to inventory and map R.S. 2477 rights-of-way and photograph roads and
48 other structures as provided by Section 72-5-304.5.

49 (2) The money appropriated in Subsection (1) is nonlapsing.

50 **Section 3. Effective date.**

51 This act takes effect on July 1, 1999.

Legislative Review Note
as of 2-1-99 1:46 PM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel