

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

Room C445, State Capitol, State Capitol Complex
February 6, 2008

Members Present: Rep. Roger E. Barrus, Chair
Rep. Kerry Gibson, Vice Chair
Rep. Sylvia Andersen
Rep. Glenn Donnelson
Rep. Jack Draxler
Rep. Carl Duckworth
Rep. Neal Hendrickson
Rep. John Mathis
Rep. Mike Noel
Rep. Patrick Painter
Rep. Phil Riesen
Rep. Steve Sandstrom
Rep. Richard Winn

Members Absent: Rep. Mel Brown
Rep. James Gowans

Staff Present: Brian Allred, Policy Analyst
Carrie Griffith, Committee Secretary

Note: List of visitors and a copy of handouts are filed with committee minutes

Rep. Gibson called the meeting to order at 8:10 a.m.

MOTION: Rep. Hendrickson moved to approve the minutes of the February 4, 2008 meeting. The motion passed unanimously with Rep. Donnelson, Rep. Duckworth, Rep. Painter, Rep. Sandstrom and Rep. Winn absent for the vote.

H.B. 148 Aquaculture Revitalization Act (Rep. M. Noel)

MOTION: Rep. Noel moved to replace **H.B. 148** with **1st Sub. H.B. 148**, and amend the bill as follows:

Page 7, Line 184

(III) ecology; ~~{and}~~ or

The motion passed unanimously with Rep. Donnelson, Rep. Duckworth and Rep. Winn absent for the vote.

Rep. Noel and Emily Brown, Legal Counsel, explained the bill to the committee.

Spoke for the bill: Todd Bingham, Utah Farm Bureau
 Jim Karpowitz, Director, Division of Wildlife Resources
 Kyle Stevens, Deputy Commissioner, Dept. of Agriculture and Food
 Robert Judd, Utah Agriculture Association
 Jeff Hartley, Trout Unlimited
 Jim Carter, Utah Anglers Coalition, Strawberry Anglers Association

MOTION: Rep. Barrus moved to proceed to the next item on the agenda. The motion passed unanimously with Rep. Andersen and Rep. Riesen absent for the vote.

H.J.R. 10 Joint Resolution Opposing Designation of Public Lands Currently Urged by Congress and the Bureau of Land Management (*Rep. A. Tilton*)

In behalf of Rep. Tilton, Rep. Barrus explained the bill to the committee. (handout)

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

1. *Page 1, Lines 10 through 13:*

10 General Description:

11 This joint resolution of the Legislature urges Congress and the United States
 Bureau of

12 Land Management not to ~~{-designate new-}~~ limit public access to public lands

in Utah ~~{-wilderness areas-}~~ either through ~~{-consistent with the~~

13 provisions of} wilderness designation in H.R. 1919, the so-called “Hinchey

Bill . ” or through Bureau of Land Management regulatory processes .

2. *Page 2, Lines 41 through 42:*

41 federal lands through a wilderness designation;

WHEREAS, the Uintah Basin contains 80 billion barrels of known recoverable shale oil reserves;

WHEREAS, the Uintah Basin contains 12 billion barrels of known recoverable oil from oil sands;

WHEREAS, oil from domestic oil shale and oil sands production will significantly reduce the United States energy security vulnerability;
WHEREAS, the proposed wilderness area would preclude development of oil shale and oil sands production in areas of the Uintah Basin;

42 WHEREAS, the entire Utah Congressional delegation opposes H.R. 1919;

3. *Page 2, Lines 57 through 58:*

57 BE IT FURTHER RESOLVED that the Legislature urges the BLM {~~to reject calls~~
to
58 ~~restrict~~} not to limit the public's access to public lands under its jurisdiction.

BE IT FURTHER RESOLVED that the Legislature urges BLM to approve resource management plans without "wilderness characteristics" designations before the end of 2008.

Spoke for the bill: Lee Peacock, Utah Petroleum Association
Todd Bingham, Utah Farm Bureau
Jeff Hartley, Responsible Energy Developers Forum of Utah

Spoke against the bill: Deeda Seed, Southern Utah Wilderness Alliance
Steve Bloch, Attorney, Utah Wilderness Alliance

MOTION: Rep. Mathis moved to pass out the bill favorably as amended. The motion passed unanimously with Rep. Andersen and Rep. Riesen absent for the vote.

MOTION: Rep. Barrus moved that the committee saunter.

MOTION: Rep. Barrus moved to cease to saunter. The motion passed unanimously with Rep. Andersen and Rep. Risen absent for the vote. The meeting resumed at 9:45 a.m.

Discussion ensued regarding **1st Sub. H.B. 148 Aquaculture Revitalization Act** (*Rep. M. Noel*), which was heard earlier in the meeting.

MOTION: Rep. Noel moved to amend bill as follows:

1. *Page 4, Line 113:*

113 (v) the private fish pond's {~~general~~} location; and

2. *Page 6, Lines 173 through 180:*

173 (E) one member from names submitted by the {~~members appointed under~~
Subsections

174 ~~(4)(a)(i)(A) and (B)}~~ Department of Natural Resources and the Department of
Agriculture and Food ;
175 (F) one member from names submitted by ~~{the member appointed under~~
176 ~~Subsection(4)(a)(i)(C)}~~ a nonprofit corporation that promotes sport fishing ; and
177 (G) one member from names submitted by ~~{the member appointed under~~
Subsection
178 ~~(4)(a)(i)(D)}~~ a nonprofit corporation that promotes the aquaculture industry .
179 (ii) The members appointed under Subsections (4)(a)(i)(E) through (G) shall be ;
180 (A) (I) ~~{be}~~ faculty members of an institution of higher education;
~~{and}~~ or
(II) qualified professionals; and

3. Page 7, Line 184:

184 (III) ecology; ~~{and}~~ or

4. Page 14, Line 418:

418 prevent an aquatic animal from moving into or out of the private fish pond; ~~{and}~~

5. Page 14, Line 421:

421 (ii) transported live to another location ~~{.}~~ ; and
(e) the person provides the aquaculture facility with a signed statement that the
private fish pond is in compliance with this section.

The motion passed with Rep. Andersen and Rep. Riesen absent for the vote.

MOTION: Rep. Painter moved to pass out favorably **1st Sub. H.B. 148** as amended. The motion passed with Rep. Andersen and Rep. Riesen absent for the vote.

MOTION: Rep. Painter moved to adjourn.

Rep. Gibson adjourned the meeting at 9:53 a.m.

Rep. Roger E. Barrus, Chair