

- 57 (a) designation of wilderness within the National Wilderness Preservation System;  
 58 (b) designation of a national conservation area;  
 59 (c) designation of a watercourse within the National Wild and Scenic River System;  
 60 (d) designation of an ACEC;  
 61 (e) designation of a national monument in accordance with the Antiquities Act of 1906,  
 62 16 U.S.C. Sec. 431 et seq. or by Congress;  
 63 (f) designation of a national park within the National Park System; ~~H~~→ [or] ←~~H~~  
 64 (g) designation of a national recreational area ~~H~~→ [ ] ; or  
 64a **(h) any other designation, classification, categorization, reservation, withdrawal, or**  
 64b **similar action that has the purpose or effect of eliminating, restricting, or reducing energy and**  
 64c **mineral development, motorized travel, grazing, active vegetation management, or any other**  
 64d **traditional multiple use on public land. ←~~H~~**
- 65 [~~5~~] (7) "Forest service" means the United States Forest Service within the United  
 66 States Department of Agriculture.
- 67 [~~6~~] (8) "Multiple use" means proper stewardship of the subject lands pursuant to  
 68 Section 1031(C) of FLPMA, 43 U.S.C. Sec. [~~170~~] 1702(C).
- 69 (9) "National conservation area" means an area designated by Congress and managed  
 70 by the BLM.
- 71 (10) "National wild and scenic river" means a watercourse:  
 72 (a) identified in a BLM or Forest Service planning process; or  
 73 (b) designated as part of the National Wild and Scenic River System.
- 74 (11) "National Wild and Scenic River System" means the National Wild and Scenic  
 75 River System established in 16 U.S.C. Sec. 1271 et seq.
- 76 (12) "Office" means the Public Lands Policy Coordinating Office created in Section  
 77 63J-4-602.
- 78 [~~7~~] (13) "OHV" means off-highway vehicle as defined in Section 41-22-2.
- 79 (14) "Proposed congressional land use legislation" means ~~S~~→ a ←~~S~~ draft ~~S~~→ or a  
 79a **working document of ←~~S~~ congressional**  
 80 **legislation prepared by a person that includes a federal land use designation.**
- 81 (15) "RARE II" means the second United States Forest Service Roadless Area Review  
 82 and Evaluation report of 1984.
- 83 (16) "R.S. 2477 right-of-way" means a right-of-way established in accordance with 43  
 84 U.S.C. Sec. 932 repealed by FLPMA 1976.
- 85 [~~8~~] (17) "Settlement Agreement" means the written agreement between the state and  
 86 the Department of the Interior in 2003 (revised in 2005) that resolved the case of State of Utah  
 87 v. Gale Norton, Secretary of Interior (United States District Court, D. Utah, Case No.

305 (22) "Wilderness Preservation System" means the Wilderness Preservation System  
 306 established in 16 U.S.C. Sec. 1131 et seq.

307 ~~[(12)]~~ (23) "WSA" and "Wilderness Study Area" mean the BLM lands in Utah that  
 308 were identified as having the necessary wilderness character and were classified as wilderness  
 309 study areas during the BLM wilderness review conducted between 1976 and 1993 by authority  
 310 of ~~[Section 603 of FLPMA]~~ 43 U.S.C. Sec. 1782 and labeled as Wilderness Study Areas within  
 311 the final report of the President of the United States to the United States Congress in 1993.

312 Section 2. Section **63J-8-105** is amended to read:

313 **63J-8-105. Maps available for public review.**

314 A printed copy of the maps referenced in Subsection 63J-8-102~~[(10)]~~(19) shall be  
 315 available for inspection by the public at the offices of the Utah Association of Counties.

316 Section 3. Section **63J-8-106** is repealed and reenacted to read:

317 **63J-8-106. County supported federal land use designation proposed in**

317a **§→ proposed ←§**

318 **congressional land use legislation -- Process for legislative review of proposed federal §→**

318a **legislation ←§**

319 **land use within a county.**

320 (1) (a) Notwithstanding any other provision of this chapter, the Legislature may, in  
 321 accordance with this section, recommend to the Utah congressional delegation proposed  
 322 congressional land use legislation that is supported by a county.

323 (b) A county that fails to comply with the requirements of this section may not  
 324 communicate or otherwise represent in any way that a federal land use designation contained in  
 325 proposed congressional land use legislation has the support or approval of the Legislature.

326 (2) If a county supports a federal land use designation contained in proposed  
 327 congressional land use legislation, the county shall:

328 (a) prepare a report on the proposed congressional land use legislation in accordance  
 329 with Subsection (3);

330 (b) draft a concurrent resolution for a legislative committee's consideration, in  
 331 accordance with Subsection (7)(a), in support of the proposed congressional land use  
 332 legislation; and

333 (c) subject to Subsection (4)(a), deliver the report and draft concurrent resolution to the  
 334 office.

335 (3) The report required in Subsection (2)(a) shall include:

- 336 (a) a ~~§~~ → [draft] copy ← ~~§~~ of the proposed congressional land use legislation;  
337 (b) a detailed description of the land or watercourse proposed for a federal land use  
338 designation, including:  
339 (i) the total acres of federal land proposed for a federal land use designation;  
340 (ii) (A) a map showing the location of the land or watercourse; and  
341 (B) the proposed type of federal land use designation for each location;  
342 (iii) a proposed land conveyance or land proposed for auction by the BLM, if any; and  
343 (iv) (A) school and institutional trust land, as defined in Section 53C-1-103, proposed  
344 for a land exchange, if any; and  
345 (B) whether the county has coordinated with SITLA on the proposed land exchange;  
346 (c) an explanation of whether a federal land use designation will assist in resolving  
347 long-standing public lands issues, such as wilderness disputes, economic development,  
348 recreational use, and access to public lands;  
349 (d) a narrative description of the economic, recreational, and cultural impacts, taken as  
350 a whole, on a county and the state that would occur if Congress adopted the proposed  
351 congressional land use legislation, including an impact on state revenues;  
352 (e) an account of actions, if any, proposed in a federal land use designation to minimize  
353 impacts on:  
354 (i) resource extraction activities occurring on the land or in the watercourse proposed  
355 for a federal land use designation, including mining and energy development; and  
356 (ii) motorized recreational use and public access;  
357 (f) a summary of potential benefits gained by the county and state if Congress adopts  
358 the proposed congressional land use legislation;  
359 (g) a description of the stakeholders and their positions on a federal land use  
360 designation;  
361 (h) whether land identified for a federal land use designation is BLM recommended  
362 wilderness;  
363 (i) an explanation of what the proposed congressional land use legislation proposes for  
364 federal land located in the county other than land identified for the federal land use designation;  
365 (j) (i) a description of the impact that, if adopted by Congress, the proposed  
366 congressional land use legislation would have on access to roads currently identified as part of

398 federal land use designation is adopted, land or a watercourse located in another county; and

399 (ii) if the land use proposal would affect land or a watercourse located in another

400 county, whether that county supports the proposed congressional land use legislation; ~~it~~ **[and]** ~~it~~

401 (t) an explanation of whether a proposed land use designation designates land as

402 wilderness in the National Wilderness Preservation System or designates land as a national

403 conservation area that is not part of:

404 (i) BLM recommended wilderness; or

405 (ii) Forest Service land recommended for wilderness designation in RARE II ~~it~~ **[:] ; and**

405a **(u) a statement explaining whether and to what extent members of Utah's congressional**

405b **delegation and their staff were consulted in ~~it~~ **[drafting]** preparing ~~it~~ **the proposed****

405b1 **congressional land use**

405c **legislation and the federal land use designation contained therein. ~~it~~**

406 (4) (a) No later than ~~it~~ **[90]** **60** ~~it~~ **days** before delivering a report and draft concurrent

406a resolution

407 in accordance with Subsection (2), a county shall contact and inform the office of the county's

408 intention to prepare and deliver the report and draft concurrent resolution.

409 (b) The office may give general guidance to a county described in Subsection (4)(a), as

410 requested, as to compliance with this section.

411 (5) The office shall prepare an evaluation of the county's report, including whether the

412 county has addressed each matter described in Subsection (3).

413 (6) The office shall deliver the evaluation described in Subsection (5), including a copy

414 of the county's report, the proposed congressional land use legislation, and the draft concurrent

415 resolution, no later than 30 days after receiving the county's report:

416 (a) if the Legislature is not in session, and subject to Subsection (6)(b), to the chair of

417 the Natural Resources, Agriculture, and Environment Interim Committee; or

418 (b) if the Legislature is in session or there are no scheduled meetings of the Natural

419 Resources, Agriculture, and Environment Interim Committee before the beginning of the next

420 legislative session, to the chair of either the House Natural Resources, Agriculture, and

421 Environment Committee or the Senate Natural Resources, Agriculture, and Environment

422 Committee.

423 (7) (a) At a committee's next scheduled meeting after receiving a report, the draft

424 concurrent resolution, and a copy of the proposed congressional land use legislation, the

425 committee shall:

426 (i) review:

427 (A) the county's report;

428 (B) the draft concurrent resolution, if the concurrent resolution has a legislative

429 sponsor; and

430 (C) the office's evaluation;

431 (ii) if the draft concurrent resolution is presented to the committee, consider whether to

432 approve ~~§→ [;] or ←§~~ reject, §→ [or recommend modifications to] ←§ the draft concurrent  
432a resolution; §→ [and]

432b (iii) if the draft concurrent resolution is rejected, provide direction to the  
432c county as to the reasons the resolution was rejected and the actions that the county might take  
432d to secure committee approval of the resolution; and ←§

433 §→ [(iii)] (iv) ←§ take any additional action the committee finds necessary.

434 (b) A legislative committee may not accept for review a county-supported federal land  
435 use designation contained in proposed congressional land use legislation that does not meet the  
436 requirements of this section.

436a §→ (8)(a) If the committee rejects the draft concurrent resolution, a county may  
436b resubmit a revised report and draft concurrent resolution to the office in accordance with the  
436c terms of this section.

436d (b) Upon receipt of a revised report and draft concurrent resolution, the office shall  
436e comply with the procedures set forth in this section.

436f (c) Upon receipt of a revised report, evaluation, and draft concurrent resolution by the  
436g office, a committee described in Subsection (6) shall comply with the procedures set forth in  
436h this section. ←§

437 §→ [(8)] (9) ←§ The governor may call a special session to consider the concurrent  
437a resolution

438 presented to and approved by a committee described in Subsection (7)(a).

439 §→ [(9)] (10) ←§ If a concurrent resolution described in this section is adopted by the  
439a Legislature and  
440 signed by the governor, the Office of the Governor shall forward a copy of the concurrent  
441 resolution, the county's report, and the proposed congressional land use legislation to Utah's  
442 congressional delegation.

443 Section 4. Section 63J-8-107 is enacted to read:

444 **63J-8-107. Authority of the governor.**

445 Nothing in this chapter may be construed to alter, affect, or diminish the authority of the  
446 governor.

447 Section 5. **Effective date.**

448 If approved by two-thirds of all the members elected to each house, this bill takes effect  
449 upon approval by the governor, or the day following the constitutional time limit of Utah  
450 Constitution Article VII, Section 8, without the governor's signature, or in the case of a veto,  
451 the date of veto override.