

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

Tuesday, February 28, 2017 • 7:45 am • 445 State Capitol

Members Present:

Rep. Keven J. Stratton, Chair
Rep. Stewart E. Barlow, Vice Chair
Rep. Joel K. Briscoe
Rep. Scott H. Chew
Rep. Susan Duckworth
Rep. Stephen G. Handy
Rep. Timothy D. Hawkes
Rep. Michael E. Noel
Rep. Derrin R. Owens

Rep. Scott D. Sandall
Rep. Christine F. Watkins
Rep. Logan Wilde

Members Absent:

Rep. Douglas V. Sagers

Staff Present:

Mr. J Brian Allred, Policy Analyst
Ms. Linda Service, Committee Secretary

Note: A list of others present, a copy of related materials, and an audio recording of the meeting can be found at le.utah.gov.

Chair Stratton called the meeting to order at 7:48 a.m.

1. H.B. 385 State Monuments Act (*Eliason, S.*)

Rep. Eliason explained the bill.

Mr. Matt Anderson, Sutherland Institute, spoke in favor of the bill.

Mr. Mark Compton, Utah Mining Association, spoke to the bill.

Mr. Mike Styler, Director, Department of Natural Resources, spoke to the bill.

MOTION: Rep. Noel moved to replace H.B. 385 with 2nd Substitute H.B. 385.
The motion passed with a vote of 11-0-2.

Yeas:

Rep. S. Barlow
Rep. J. Briscoe
Rep. S. Chew
Rep. S. Handy
Rep. T. Hawkes
Rep. M. Noel
Rep. D. Owens
Rep. S. Sandall
Rep. K. Stratton
Rep. C. Watkins
Rep. L. Wilde

Nays:

Abs:

Rep. S. Duckworth
Rep. D. Sagers

MOTION: Rep. Noel moved to amend 2nd Substitute H.B. 385 with Amendment #1.

1. *Page 2, Line 47:*

47 (a) ~~(i)~~ owned by the state; =
= ~~(ii) leased by the state; or~~
= ~~(iii) transferred to the state;~~

2. *Page 3, Line 58:*

58 (i) evaluate { ~~-federal-~~ ~~federally controlled~~ land with the potential to be
transferred or leased to the state for

3. *Page 3, Line 61:*

61 lease of { ~~-federal-~~ ~~federally controlled~~ land for the proposed state
monument, as appropriations allow.

4. *Page 4, Line 88:*

88 resolution, as described in Subsection (2)(a), the committee { ~~-may not take-~~ =
shall consider the opposition in taking action.

The motion passed with a vote of 10-1-2.

Yeas:

Nays:

Abs:

Rep. S. Barlow
Rep. S. Chew
Rep. S. Handy
Rep. T. Hawkes
Rep. M. Noel
Rep. D. Owens
Rep. S. Sandall
Rep. K. Stratton
Rep. C. Watkins
Rep. L. Wilde

Rep. J. Briscoe

Rep. S. Duckworth
Rep. D. Sagers

MOTION: Rep. Noel moved to pass 2nd Substitute H.B. 385 as amended out favorably. The motion passed with a vote of 11-1-1.

Yeas:

Nays:

Abs:

Rep. S. Barlow
Rep. S. Chew
Rep. S. Duckworth
Rep. S. Handy
Rep. T. Hawkes
Rep. M. Noel
Rep. D. Owens
Rep. S. Sandall
Rep. K. Stratton
Rep. C. Watkins
Rep. L. Wilde

Rep. J. Briscoe

Rep. D. Sagers

2. H.B. 407 Utah Public Land Management Act Amendments (Noel, M.)

Rep. Noel explained the bill.

Mr. Sterling Brown, Utah Farm Bureau, spoke in favor of the bill.

MOTION: Rep. Owens moved to replace H.B. 407 with 2nd Substitute H.B. 407. The motion passed with a vote of 10-0-3.

Yeas:

Rep. J. Briscoe
Rep. S. Chew
Rep. S. Duckworth
Rep. S. Handy
Rep. T. Hawkes
Rep. M. Noel
Rep. D. Owens
Rep. K. Stratton
Rep. C. Watkins
Rep. L. Wilde

Nays:

Abs:

Rep. S. Barlow
Rep. D. Sagers
Rep. S. Sandall

MOTION: Rep. Hawkes moved to pass H.B. 407 out favorably.

SUBSTITUTE MOTION: Rep. Barlow moved to amend 2nd Substitute H.B. 407 with Amendment #1 and pass 2nd Substitute H.B. 407 favorably.

1. *Page 3, Line 80:*

80 recreation, hunting, fishing, trapping, range, livestock grazing, timber, minerals, watershed, wildlife and fish, and

The motion passed with a vote of 11-0-2.

Yeas:

Rep. S. Barlow
Rep. J. Briscoe
Rep. S. Chew
Rep. S. Duckworth
Rep. S. Handy
Rep. T. Hawkes
Rep. M. Noel
Rep. D. Owens
Rep. K. Stratton
Rep. C. Watkins
Rep. L. Wilde

Nays:

Abs:

Rep. D. Sagers
Rep. S. Sandall

**3. H.B. 408 State Property and School and Institutional Trust Land Amendments
(Noel, M.)**

Rep. Noel explained the bill.

Mr. David Ure, Director, School and Institutional Trust Lands Administration, spoke in favor of the bill.

Ms Natalie Gordon, State Board of Education, spoke to the bill.

MOTION: Rep. Barlow moved to amend H.B. 408 with Amendment #1.

1. *Page 1, Lines 19 through 20:*

19 Other Special Clauses:

20 { ~~None~~ **This bill provides a special effective date.**

2. *Page 17, Lines 508 through 514:*

508 Section 5. Section **63I-2-210** is amended to read:

509 63I-2-210. Repeal dates – Title 10.

510 (1) Subsection 10-2a-106(2), the language that states ", including a township
511 incorporation procedure as defined in Section 10-2a-105," is repealed July 1, 2016.

512 (2) Subsection 10-2a-410(3)(d)(ii) is repealed January 1, 2017.

513 (3) Section 10-2a-105 is repealed July 1, 2016.

514 [(4) Subsection 10-9a-304(2) is repealed June 1, 2016.]

Section 6. Effective date.

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

The motion passed with a vote of 10-0-3.

Yeas:

Nays:

Abs:

Rep. S. Barlow
Rep. J. Briscoe
Rep. S. Chew
Rep. S. Duckworth
Rep. S. Handy
Rep. M. Noel
Rep. D. Owens
Rep. K. Stratton
Rep. C. Watkins
Rep. L. Wilde

Rep. T. Hawkes
Rep. D. Sagers
Rep. S. Sandall

MOTION: Rep. Barlow moved to pass H.B. 408 as amended out favorably.
The motion passed with a vote of 11-0-2.

Yeas:

Rep. S. Barlow
Rep. J. Briscoe
Rep. S. Chew
Rep. S. Duckworth
Rep. S. Handy
Rep. M. Noel
Rep. D. Owens
Rep. S. Sandall
Rep. K. Stratton
Rep. C. Watkins
Rep. L. Wilde

Nays:

Abs:

Rep. T. Hawkes
Rep. D. Sagers

4. H.C.R. 24 Concurrent Resolution on Native American Recreation and Public Purposes Grant (Noel, M.)

Rep. Noel explained the bill.

Mr. Gavin Noyes, Executive Director, Utah Dine Bikeyah, spoke in opposition to the bill.

MOTION: Rep. Barlow moved to amend H.C.R. 24 with Amendment #1.

1. Page 1, Line 24:

24 WHEREAS, the human history in the Bears Ears area dates { ~~as far~~ back
~~as 8,500~~} thousands of years,

The motion passed with a vote of 11-0-2.

Yeas:

Rep. S. Barlow
Rep. J. Briscoe
Rep. S. Chew
Rep. S. Duckworth
Rep. T. Hawkes
Rep. M. Noel
Rep. D. Owens
Rep. S. Sandall
Rep. K. Stratton
Rep. C. Watkins
Rep. L. Wilde

Nays:

Abs:

Rep. S. Handy
Rep. D. Sagers

MOTION: Rep. Owens moved to pass H.C.R. 24 as amended out favorably.

The motion passed with a vote of 9-2-2.

Yeas:

Rep. S. Barlow
Rep. S. Chew
Rep. T. Hawkes
Rep. M. Noel
Rep. D. Owens
Rep. S. Sandall
Rep. K. Stratton
Rep. C. Watkins
Rep. L. Wilde

Nays:

Rep. J. Briscoe
Rep. S. Duckworth

Abs:

Rep. S. Handy
Rep. D. Sagers

5. H.B. 317 Antelope Island State Park Funding Amendments (*Lisonbee, K.*)

Rep. Lisonbee explained the bill assisted by Mr. Ben Nadolski, Utah Division of Wildlife Resources.

Mr Fred Hayes, Director, Division of Parks and Recreation, spoke to the bill.

MOTION: Rep. Sandall moved to table H.B. 317.

SUBSTITUTE MOTION: Rep. Barlow moved to hold H.B. 317.
The motion passed with a vote of 6-4-3.

Yeas:

Rep. S. Barlow
Rep. J. Briscoe
Rep. T. Hawkes
Rep. K. Stratton
Rep. C. Watkins
Rep. L. Wilde

Nays:

Rep. S. Chew
Rep. S. Duckworth
Rep. D. Owens
Rep. S. Sandall

Abs:

Rep. S. Handy
Rep. M. Noel
Rep. D. Sagers

MOTION: Rep. Duckworth moved to approve the minutes of the February 22, 2017 and February 24, 2017 meetings.

The motion passed with a vote of 10-0-3.

Yeas:

Rep. S. Barlow
Rep. J. Briscoe
Rep. S. Chew
Rep. S. Duckworth
Rep. T. Hawkes
Rep. D. Owens
Rep. S. Sandall
Rep. K. Stratton
Rep. C. Watkins
Rep. L. Wilde

Nays:

Abs:

Rep. S. Handy
Rep. M. Noel
Rep. D. Sagers

6. H.B. 0427 Agriculture Commodity Zone Amendments (*Stratton, K.*)

H.B. 427 was not considered.

MOTION: Rep. Watkins moved to adjourn.
The motion passed with a vote of 10-0-3.

Yeas:

Rep. S. Barlow
Rep. J. Briscoe
Rep. S. Chew
Rep. S. Duckworth
Rep. T. Hawkes
Rep. D. Owens
Rep. S. Sandall
Rep. K. Stratton
Rep. C. Watkins
Rep. L. Wilde

Nays:

Abs:

Rep. S. Handy
Rep. M. Noel
Rep. D. Sagers

Vice Chair Barlow adjourned the meeting at 10:04 a.m.