

# HB0336S01 compared with HB0336

~~{Omitted text}~~ shows text that was in HB0336 but was omitted in HB0336S01

inserted text shows text that was not in HB0336 but was inserted into HB0336S01

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## State Park Accessibility Amendments

2025 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Douglas R. Welton

Senate Sponsor:

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### LONG TITLE

#### General Description:

This bill addresses ~~{provisions related to wheelchair}~~ accessibility in state parks.

#### Highlighted Provisions:

This bill:

- ▶ ~~{requires the Division of State Parks (division) to implement a pilot program for offering rental mobility wheelchairs in at least two state parks;}~~
- ▶ ~~{requires the division to study the progress of the pilot program;}~~
- ▶ ~~{provides for rulemaking by the division to implement the pilot program; and}~~
- ▶ ~~{provides a repeal date for the pilot program and study.}~~
- ▶ modifies the term "outdoor recreation project" to include construction of trails or facilities, improvements of trails or facilities, or equipment for disabled or adaptive users.

#### Money Appropriated in this Bill:

None

None

AMENDS:

HB0336

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19 ~~{63I-2-279, as last amended by Laws of Utah 2024, Third Special Session, Chapter 5, as last~~  
20 ~~amended by Laws of Utah 2024, Third Special Session, Chapter 5}~~  
21 ~~79-8-102, as last amended by Laws of Utah 2022, Chapters 68, 274, as last amended by~~  
22 ~~Laws of Utah 2022, Chapters 68, 274~~

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23 ENACTS:

24 ~~{79-4-1003, Utah Code Annotated 1953, Utah Code Annotated 1953}~~

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

26 ~~{Section 1. Section 63I-2-279 is amended to read: }~~

27 **63I-2-279. Repeal dates: Title 79.**

- 28 (1) Section 79-2-206, Transition, is repealed July 1, 2024.
- 29 (2) Section 79-2-407, Study of funding for water infrastructure costs, is repealed July 1, 2025.
- 30 (3) Subsection 79-4-1002(2), regarding a pilot program for veteran free admission to state parks, is repealed July 1, 2025.
- 31 (4) Section 79-4-1003, Wheelchair accessibility pilot program and study, is repealed July 1, 2026.
- 32 [(4)] (5) Section 79-7-303, Zion National Park Support Programs Restricted Account, is repealed July 1, 2024.

33 Section 2. Section 2 is enacted to read:

34 **79-4-1003. Wheelchair accessibility pilot program and study.**

35 (1) As used in this section:

- 36 (a) "Committee" means the Natural Resources, Agriculture, and Environment Interim Committee.
- 37 (b) "Mobility wheelchair" means a manually-operated or power-driven wheelchair designed for use on outdoor trails.

38 (c) "Pilot program" means the pilot program described in Subsection (2).

39 (2)

40 (a) By no later than July 1, 2025, the division shall implement a pilot program that:

- 41 (i) offers mobility wheelchairs for rent in at least two state parks;
- 42 (ii) clearly designates which state park trails are accessible by a mobility wheelchair; and
- 43 (iii) notifies a renter of a mobility wheelchair of the accessible trails described in Subsection (2)(a)
- 44 (i).

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- (b) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the division may make rules to establish the pilot program described in Subsection (2)(a).
- 51 (3) The division shall report to the committee at or before the committee's October 2025 interim meeting regarding:
- 53 (a) the progress of the pilot program, including:
- 54 (i) costs associated with starting and maintaining the pilot program;
- 55 (ii) usage of the pilot program; and
- 56 (iii) other information about the pilot program the division may deem useful to the committee;
- 58 (b) the feasibility of expanding the pilot program; and
- 59 (c) the division's recommendations for continuing or discontinuing the pilot program.

19 Section 1. Section 79-8-102 is amended to read:

20 **79-8-102. Definitions.**

As used in this chapter:

- 22 (1) "Accessible to the general public" in relation to the awarding of an infrastructure grant, means:
- 24 (a) the public may use the infrastructure in accordance with federal and state regulations; and
- 26 (b) no community or group retains exclusive rights to access the infrastructure.
- 27 (2) "Advisory committee" means the Utah Outdoor Recreation Infrastructure Advisory Committee created in Section 79-7-206.
- 29 (3) "Children," in relation to the awarding of a UCORE grant, means individuals who are six years old or older and 18 years old or younger.
- 31 (4) "Director" means the director of the Division of Outdoor Recreation.
- 32 (5) "Division" means the Division of Outdoor Recreation.
- 33 (6) "Executive director" means the executive director of the Department of Natural Resources.
- 35 (7) "Infrastructure grant" means an outdoor recreational infrastructure grant described in Section 79-8-401.
- 37 (8)
- . (a) "Recreational infrastructure project" means an undertaking to build or improve an approved facility or installation needed for the public to access and enjoy the state's outdoors.
- 40 (b) "Recreational infrastructure project" [~~may include~~] includes the:
- 41 (i) establishment, construction, or renovation of a trail, trail infrastructure, or a trail facility;
- 43 (ii) construction of a project for a water-related outdoor recreational activity;

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- 44 (iii) development of a project for a wildlife watching opportunity, including bird watching;
- 46 (iv) development of a project that provides a winter recreation amenity;
- 47 (v) construction or improvement of a community park that has an amenity for outdoor recreation;~~and~~
- 49 (vi) construction or improvement of a naturalistic and accessible playground[-] ; and
- 50 (vii) construction of a trail or facility, improvement of a trail or facility, or acquisition of equipment for  
disabled or adaptive users.
- 52 (9) "UCORE grant" means a children's outdoor recreation and education grant described in Section  
79-8-302.
- 54 (10)
- . (a) "Underserved community" means a group of people, including a municipality, county, or American  
Indian tribe, that is economically disadvantaged.
- 56 (b) "Underserved community" includes an economically disadvantaged community where in relation to  
awarding a UCORE grant, the children of the community, including children with disabilities, have  
limited access to outdoor recreation or education programs.

60 Section 2. **Effective date.**

This bill takes effect on May 7, 2025.

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