

Natural Resources, Agriculture, & Environmental Quality  
Appropriations Subcommittee

*February 26, 2013*

**Voting Packet**

**CHAIRS PROPOSAL**

1. Base Budgets (p. 2)
2. Federal Funds (p. 2)
3. Fees (p. 2)
4. Legislative Intent Language (pp. 3-6)
5. Other Motions (p. 7)
6. Non-General Fund Increases (p. 8)
7. General Fund Reallocations (p. 9)
8. General Fund Increases, Priority List for EAC (p. 10)

# **1. Base Budgets**

Adoption of the base budget for the agencies in the Natural Resources, Agriculture, and Environmental Quality Appropriations Subcommittee as included in S.B. 5, *Natural Resources, Agriculture, and Environmental Quality Base Budget*.

# **2. Federal Funds**

Approval of the federal funds as presented by the Fiscal Analyst in Issue Briefs “Agriculture and Food—Federal Funds” (Tab 4), “Natural Resources—Federal Funds” (Tab 5), “Office of Energy Development—Federal Funds” (Tab 6), and “Department of Environmental Quality Federal Funds FY 2013” (Tab 7).

# **3. Fees**

Approval of the fees as presented by the Fiscal Analyst in the various fee issue briefs with the following change: eliminate the fees titled “Annual UPDES Pesticide Applicator Fee” found on page 15 of the Issue Brief “Department of Environmental Quality—Fees.”

## 4. Legislative Intent Language

Approval of the legislative intent language as listed on pages 3-6 of the voting packet:

### Nonlapsing Intent Language

#### Department of Natural Resources

##### **1. Natural Resources Administration: \$225,000**

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for DNR Administration in Item 1, Chapter 6, Laws of Utah 2012, shall not lapse at the close of FY 2013. Expenditures of these funds are limited to: Capital Projects \$88,000; Computer Equipment/Software \$15,000; Equipment/Supplies \$12,000, Capital Equipment \$110,000.

##### **2. Watershed: \$900,000**

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for the Watershed program in Item 4, Chapter 6, Laws of Utah 2012, shall not lapse at the close of FY 2013. Expenditures of these funds are limited to projects started in 2013: \$900,000.

##### **3. Forestry, Fire, and State Lands: \$758,000**

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for the Division of Forestry, Fire, and State Lands in Item 5, Chapter 6, Laws of Utah 2012, shall not lapse at the close of FY 2013. Expenditures of these funds are limited to: Utah Lake Special Master \$375,000; Bear River Migratory Bird Refuge Dispute \$100,000; Little Willow Water Line \$33,000; Navigational Hazards Removal \$20,000; Lands Maintenance \$50,000; Lease Tracking System \$20,000; Information Database \$110,000; Jordan River Assessment \$50,000.

##### **4. Oil, Gas, and Mining: \$400,000**

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for the Division of Oil, Gas, and Mining in Item 6, Chapter 6, Laws of Utah 2012, shall not lapse at the close of FY 2013. Expenditures of these funds are limited to: Mining Special Projects/Studies \$250,000; Computer Equipment/Software \$50,000; Employee Training/Incentives \$50,000; Equipment/Supplies \$50,000.

##### **5. Wildlife Resources Capital: \$649,400**

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for the Wildlife Resources Capital line item in Item 12, Chapter 6, Laws of Utah 2012, shall not lapse at the close of FY 2013. Expenditures of these funds are limited to Operations and Maintenance of the Hatchery Systems in the state: \$649,400.

##### **6. Parks & Recreation: \$490,500**

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for the Division of Parks and Recreation in Item 13, Chapter 6, Laws of Utah 2012, shall not lapse at the close of FY 2013. Expenditures of these funds are limited to: improvement and development of habitat on Antelope Island State Park \$283,500; Computer Equipment/Software \$82,000; Employee Training/Incentives \$30,000; Special Projects/Studies \$32,000; Brochures \$25,000; Forms & Printing \$32,000; Interns \$6,000.

## **7. Utah Geological Survey: \$1,630,000**

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for the Utah Geological Survey in Item 15, Chapter 6, Laws of Utah 2012, shall not lapse at the close of FY 2013. Expenditures of these funds are limited to: Mineral Lease Projects \$1,500,000; Computer Equipment/Software \$60,000; Equipment/Supplies \$40,000; Employee Training/Incentives \$30,000.

## **8. Water Resources: \$200,000**

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for the Division of Water Resources in Item 16, Chapter 6, Laws of Utah 2012, shall not lapse at the close of FY 2013. Expenditures of these funds are limited to: Computer Equipment/Software \$30,000; Equipment/Supplies \$20,000; Special Projects/Studies \$100,000; Water Conservation Materials/Education \$25,000; Current Expenses \$25,000.

## **9. Water Rights: \$600,000**

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for the Division of Water Rights in Item 18, Chapter 6, Laws of Utah 2012, shall not lapse at the close of FY 2013. Expenditures of these funds are limited to: Equipment/Supplies \$250,000; Special Projects/Studies \$200,000 Computer Equipment/Software \$60,000, Employee Training/Incentives \$30,000, Current Expenses \$60,000.

## **Department of Agriculture and Food**

### **10. Agriculture Administration: \$1,718,500**

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for the General Administration line item in Item 24, Chapter 6, Laws of Utah 2012, shall not lapse at the close of FY 2013. Expenditures of these funds are limited to: Capital Equipment or Improvements \$118,000; Computer Equipment/Software \$93,000; Employee Training/Incentives \$179,000; Equipment/Supplies \$95,500; Vehicles \$20,000; Special Projects/Studies \$1,213,000.

### **11. Predatory Animal Control: \$200,000**

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for Predatory Animal Control in Item 26, Chapter 6, Laws of Utah 2012, shall not lapse at the close of FY 2013. Expenditures of these funds are limited to: Equipment/Supplies \$50,000; Special Projects/Studies \$150,000.

### **12. Resource Conservation: \$135,000**

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for Resource Conservation in Item 27, Chapter 6, Laws of Utah 2012, shall not lapse at the close of FY 2013. Expenditures of these funds are limited to: Capital Equipment or Improvements \$30,000; Computer Equipment/Software \$25,000; Employee Training/Incentives \$20,000; Equipment/Supplies \$20,000; Vehicles \$25,000; Special Projects/Studies \$15,000.

### **13. Rangeland Improvement: \$1,346,000**

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for Rangeland Improvement in Item 29, Chapter 6, Laws of Utah 2012, shall not lapse at the close of FY 2013. Expenditures of these funds are limited to rangeland improvement projects \$1,346,000.

## **Department of Environmental Quality**

### **14. Executive Director's Office: \$729,100**

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for Executive Director's Office in Item 20, Chapter 6, Laws of Utah 2012, shall not lapse at the close of FY 2013. Expenditures of these funds are limited to high level nuclear waste opposition \$129,100; capital improvements for the proposed DEQ Technical Support Center \$450,000; administrative law judge \$150,000.

### **15. Air Quality: \$100,000**

Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for Division of Air Quality in Item 20, Chapter 6, Laws of Utah 2012, shall not lapse at the close of FY 2013 Expenditures of these funds are limited to reducing future operating permit fees \$100,000.

## **Public Lands Office**

**16.** Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for Division of Air Quality in Item 23, Chapter 6, Laws of Utah 2012, shall not lapse at the close of FY 2013 Expenditures of these funds are limited to litigation expenses \$600,000.

## **Office of Energy Development**

**17.** Under the terms of 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for the Office of Energy development in Item 171, Chapter 416, Laws of Utah 2012, shall not lapse at the close of FY 2013. Expenditures of these funds are limited to accomplishing the Governor's 10-year strategic energy plan, not to exceed \$400,000.

## **Other Intent Language**

## **Department of Natural Resources**

### **18. DNR Admin**

The Legislature intends that funding for the Bear Lake Regional Commission be expended only as a one-to-one match with funds from the State of Idaho.

### **19. Watershed**

The Legislature intends that the \$2 million one-time increase from the Sovereign Lands Management restricted account be used for pre-suppression projects. The Legislature further intends that the Watershed Program manager provide a progress report on these projects to the Natural Resources, Agriculture, and Environmental Quality Appropriations Subcommittee during the 2014 General Session.

### **20. Wildlife Resources Operations**

a) The Legislature intends that up to \$700,000 of Wildlife Resources budget may be used for big game depredation expenses. The Legislature also intends that half of these funds be from the General Fund Restricted - Wildlife Resources account and half from the General Fund. The Legislature further intends that this appropriation shall not lapse at the close of FY 2013.

b) The Legislature intends that up to \$140,000 be spent on livestock damage. \$90,000 will be from the General Fund and up to \$50,000 will be from the General Fund Restricted - Wildlife Resources account.

## **21. Parks and Recreation**

The Legislature intends that the \$50,000 appropriation increase for This Is the Place Heritage Park be transferred to the park only after the park has received matching funds of at least \$50,000 from Salt Lake City and at least \$50,000 from Salt Lake County.

## **22. Water Rights**

The Legislature intends that the Department of Natural Resources study water rights issues and report to the Natural Resources, Agriculture, and Environment Interim Committee on or before their October 2013 meeting.

### **22a. Oil, Gas, and Mining**

The Legislature intends that the \$500,000 shall be used to help prevent the listing of Sage Grouse as endangered species in Utah. The Legislature further intends that the Division of Oil, Gas, and Mining report to the Natural Resources, Agriculture, and Environmental Quality Appropriations Subcommittee by December, 2013.

## **Public Lands Office**

23. The Legislature intends that the Public Lands Policy Coordination Office purchase a vehicle in FY 2013.

## **Office of Energy Development**

24. The Legislature intends that the Office of Energy Development purchase a vehicle in FY 2013.

## **Department of Agriculture and Food**

25. The Legislature intends that the managers of the Grazing Improvement Program and the Watershed Restoration Program present to the Natural Resources, Agriculture, and Environmental Quality Appropriations Subcommittee by November 2013 a plan to improve the coordination and collaboration between the two programs. The Legislature further intends that each program identify performance measures that track and report the public benefits from their projects.

26. The Legislature intends that the Department of Agriculture and Food shall allocate at least \$110,000 to its Utah's Own Program in FY 2014.

## **Department of Environmental Quality**

27. The Legislature intends that the Department of Environmental Quality adjust ongoing spending to achieve the following reductions: a General Fund reduction of \$132,300 from Division of Environmental Response and Remediation; a General Fund reduction of \$49,500 from the Division of Air Quality; and a General Fund reduction of \$47,000 from the Division of Water Quality.

## 5. Other Motions

Divide the Agriculture Administration line item into three separate line items, and divide the current programs with their existing funding as shown in the table on p. 7 of the voting packet.

<b>Base Budget FY 2014</b>		
<b>1</b>	<b>Administration</b>	<b>\$9,868,200</b>
2	General Administration	\$2,929,700
3	Grazing Improvement	\$1,806,600
4	Marketing and Development	\$549,800
5	Sheep Promotion	\$35,000
6	Utah Horse Commission	\$29,800
7	Chemistry Laboratory	\$857,600
8	Regulatory Services	\$3,659,700
<b>9</b>	<b>Animal Health</b>	<b>\$4,919,700</b>
10	Animal Health	\$1,374,500
11	Auction Market Veterinarians	\$72,000
12	Brand Inspection	\$1,401,600
13	Meat Inspection	\$2,071,600
<b>14</b>	<b>Plant Industry</b>	<b>\$6,750,500</b>
15	Environmental Quality	\$3,081,200
16	Grain Inspection	\$240,200
17	Insect Infestation	\$1,369,000
18	Plant Industry	\$2,060,100
<b>19</b>	<b>Grand Total</b>	<b>\$21,538,400</b>

## 6. Non-General Fund Increases

Approve the requests for funding from non-General Fund sources, as listed in the table on page 8 of the voting packet.

Index	Agency/Requester	Request	FY 2013 One Time	FY 2014	
				One Time	Ongoing
1	DWR	Additional Legal Support			97,000
2	Forestry	Bear River Management Planning		50,000	
3	Forestry	Invasive Species Control & Rehab			200,000
4	Oil, Gas, Mining	Oil & Gas E-Permitting Database	45,000	60,000	
5	Parks	Operations		1,950,000	
6	Parks	Hunt on Antelope Island, Revenues		250,000	
7	Watershed	Watershed Projects, Presuppression			2,000,000
8	Environmental Quality	Hazardous Substance Mitigation Fund		400,000	
9	SITLA	Federal Land Exchange	300,000	300,000	
10	SITLA	RS 2477 Temp. Resource Specialist		46,300	
11	SITLA	Attorney Fees	150,000		
12	SITLA Stewardship	EPA Clean up, Saratoga Springs	316,000		
13	Energy Development	PVE Funds		1,243,600	
14	Energy Development	Revolving Loan Funds			110,000
15	Agriculture	Livestock Brand Fund			19,500
16	Agriculture	Wildlife Damage Prevention Fund			(19,500)
17	Agriculture	Taylor Grazing Adjustment			145,000
18	Rep. Mathis	Pesticide Applicator Fee		50,000	
19	Rep. Mathis	Sage Grouse Projects		500,000	

# 7. General Fund Reallocations

Approve the reallocation of General Fund as presented on page 9 of the voting packet.

Index	Agency	Line Item	Request	FY 2014 One Time
1	Agriculture	Resource Conservation	Savings from Contract Reduction	(\$137,800)
2	DNR	Geological Survey	West Desert Monitoring Wells	\$137,800
<b><i>Subcommittee Total</i></b>				<b><i>\$0</i></b>

## 8. General Fund Increases, Priority List for EAC

Approve the priority list of requests for General Fund increases as presented on page 10 of the voting packet.

### A. One-Time General Fund Requests

<b>Rank</b>	<b>Agency/Requester</b>	<b>One-Time Requests</b>	<b>FY 2013</b>	<b>FY 2014</b>
1	Forestry	Fire Rehab & Seed Purchase	5,238,000	
2	Forestry	Fire Suppression	13,510,000	
3	Sen. Okerlund	Garfield County Prarie Dogs		35,000
4	Sen. Hinkins	Huntington Creek Mitigation		1,600,000
5	Sen. Okerlund	Wolf Re-introduction		300,000
6	Water Rights	Navajo Nation Water Rights Settlement		2,000,000
7	Rep. Mathis	Snake Valley Monitoring Wells		100,000
8	Rep. Mathis	Grazing Improvement Projects		500,000
9	Sen. Hinkins	Invasive Species Mitigation		1,000,000
10	Rep. Noel	Public Lands Policy Coordination		1,000,000
11	DEQ	Indoor Radon Program		50,000
12	Rep. Wiley	Integrated Water Management Model		150,000

### B. Ongoing General Fund Requests

<b>Rank</b>	<b>Agency/Requester</b>	<b>Ongoing Requests</b>	<b>FY 2014</b>
1	Oil, Gas, Mining	Mineral Resources New FTE	90,000
2	Sen. Hinkins	Invasive Speices Mitigation	1,000,000
3	Rep. Menlove	UT Youth Turkey Show	10,000
4	Rep. Menlove	Agriculture Conservation Budget Restoration	100,000
5	Rep. Noel	Public Lands Policy Coordination	1,000,000