

**MINUTES OF THE
NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENTAL QUALITY
APPROPRIATIONS SUBCOMMITTEE**

Wednesday, February 1, 2017 • 8:00 a.m. • 210 Senate Building

Members Present:

Sen. David P. Hinkins, Senate Chair
Rep. Ken Ivory, House Chair
Rep. Scott H. Chew, House Vice Chair
Sen. Jim Dabakis
Sen. Margaret Dayton
Sen. Don L. Ipson
Sen. Peter C. Knudson
Sen. Evan J. Vickers
Rep. Kay J. Christofferson
Rep. Susan Duckworth
Rep. Brian M. Greene
Rep. Stephen G. Handy
Rep. Timothy D. Hawkes

Rep. Karen Kwan
Rep. Michael E. Noel
Rep. Lee B. Perry
Rep. Marc K. Roberts
Rep. Keven J. Stratton

Members Absent:

Sen. Ralph Okerlund

Staff Present:

Mr. Ivan D. Djambov, Fiscal Analyst
Mr. Alex R. Wilson, Fiscal Analyst
Ms. Greta G. Rodebush, Administrative Assistant

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 David P. Hinkins called the meeting to order at 8:09 a.m.

1. Approval of Minutes

[NRAEQ - Minutes - January 24, 2017](#)

MOTION: Rep. Scott Chew moved to approve the minutes of Tuesday, January 24, 2017.

The motion passed with a vote of 13-0-6.

Yeas:

Rep. S. Chew
Rep. K. Christofferson
Sen. M. Dayton
Rep. S. Duckworth
Rep. B. Greene
Rep. S. Handy
Sen. D. Hinkins
Sen. D. Ipson
Rep. K. Kwan
Rep. M. Noel
Rep. L. Perry
Rep. K. Stratton
Sen. E. Vickers

Nays:

Abs:

Sen. J. Dabakis
Rep. T. Hawkes
Rep. K. Ivory
Sen. P. Knudson
Sen. R. Okerlund
Rep. M. Roberts

2. School and Institutional Trust Lands Administration Base Budget

[SITLA Capital Development Report, 2017 General Session](#)

[SITLA Handout](#)

Mr. Ivan Djambov, Fiscal Analyst, LFA, presented the base budget overview for School and Institutional Trust Lands Administration (SITLA). Mr Djambov demonstrated on-line materials that provide detail about the base budget. He also explained revenue generating activities, issues, and performance measurements used by the agency.

Mr. David Ure, Director, SITLA, joined by Ms. Lisa Schneider, Finance Director, and Mr. Kim Christy, Deputy Director, addressed the subcommittee. Mr. Ure provided a brief video presentation to help explain the activities of SITLA, clarified stewardship challenges and actions, and described the importance of funding earned by SITLA for schools.

Mr. Ure and Ms. Schneider responded to questions and comments from subcommittee members Rep. Ken Ivory, Sen. Margaret Dayton, Rep. Brian Greene, Rep. Susan Duckworth, Sen. Jim Dabakis, Rep. Karen Kwan, Rep. Chew, and Rep. Keven Stratton.

3. Public Lands Office Base Budget

Mr. Alex Wilson, Fiscal Analyst, LFA, reviewed the base budget of the Public Lands Policy Coordinating Office (PLPCO).

Rep. Michael Noel spoke to the importance of having money available for emerging legal issues.

Ms. Kathleen Clark, Director, PLPCO, responded to questions from Rep. Ivory.

Rep. Stratton provided background on a \$2 million appropriation to the Commission for the Stewardship of Public Lands and opposed the Analyst's recommendation to reduce it by \$550,000 one-time. Rep. Noel agreed.

Ms. Clark presented her report on the activities of the office.

[PLPCO Base Budget Presentation](#)

Mr. Shea Owens, attorney for PLPCO, spoke to his activities influencing public lands policy in Southern Utah.

Rep. Noel, Sen. Dabakis, and Rep. Duckworth spoke to the issue of the office's activities.

4. Agriculture and Food Base Budget

Mr. Djambov presented the base budget for the Department of Agriculture and Food (DAF).

Ms. LuAnn Adams, Commissioner, DAF, joined by Mr. Kyle Palmer, Policy Analyst, presented a report on the activities of the office and responded to questions from Rep. Stratton, Rep. Duckworth, Sen. Dabakis, and Sen. Dayton.

[Agriculture Base Budget Presentation](#)

Ms. Clark, PLPCO, spoke favorably of the Division of Wildlife Resources' activities with ranchers.

5. Water Rights Base Budget

Mr. Djambov presented the base budget for the Division of Water Rights.

Mr. Kent Jones, State Engineer and Director of the Division of Water Rights, joined by Mr. Boyd Clayton, Deputy State Engineer, Mr. Tom Upton, Financial Manager, and Ms. Marianne Burbidge, Administrative Assistant, presented a report on the activities of the office and responded to questions from Rep. Chew, Sen. Hinkins, Rep. Stratton, Sen. Dayton, and Rep. Duckworth.

[Water Rights Base Budget Presentation](#)

[Water Rights Handout](#)

6. Vote on the Base Budget Bill

Mr. Djambov recommended adding intent language with performance measures for each line item to the base budget bill.

MOTION: Sen. Dayton moved to approve the performance measures for each line item in the Natural Resources, Agriculture, and Environmental Quality Appropriations Subcommittee as presented in the document, "[Intent Language for Performance Measures.](#)"

SUBSTITUTE MOTION: Rep. Ivory moved to approve the underlying motion, plus add intent language for PLPCO stating: the Legislature intends that PLPCO actively pursue the transfer of certain federal lands to the state in accordance with 63L-6-101 and report on the following performance measures directly and specifically related to securing such transfer: (1) Education; (2) Negotiation; (3) Legislation; and (4) Litigation by October 15, 2018 to the Natural Resources, Agriculture, and Environmental Quality Appropriations Subcommittee.

The motion failed with a vote of 8-9-2.

Yeas:

Rep. K. Christofferson
Sen. M. Dayton
Rep. B. Greene
Sen. D. Hinkins
Rep. K. Ivory
Rep. L. Perry
Rep. M. Roberts
Rep. K. Stratton

Nays:

Rep. S. Chew
Sen. J. Dabakis
Rep. S. Duckworth
Rep. S. Handy
Rep. T. Hawkes
Sen. D. Ipson
Sen. P. Knudson
Rep. K. Kwan
Sen. E. Vickers

Abs:

Rep. M. Noel
Sen. R. Okerlund

MOTION: The subcommittee returned to the underlying motion by Sen. Dayton.

The motion passed with a vote of 16-1-2.

Yeas:

Rep. S. Chew
Rep. K. Christofferson
Sen. J. Dabakis
Sen. M. Dayton
Rep. S. Duckworth
Rep. B. Greene
Rep. S. Handy
Rep. T. Hawkes
Sen. D. Hinkins
Sen. D. Ipson
Sen. P. Knudson
Rep. K. Kwan
Rep. L. Perry
Rep. M. Roberts
Rep. K. Stratton
Sen. E. Vickers

Nays:

Rep. K. Ivory

Abs:

Rep. M. Noel
Sen. R. Okerlund

MOTION: Sen. Dayton moved to authorize legislative staff to prepare and number a substitute base budget bill, Senate Bill 5 Substitute 1, "Natural Resources, Agriculture, and Environmental Quality Base Budget" that will include the intent language for performance measures just adopted.

The motion passed with a vote of 17-0-2.

Yeas:

Rep. S. Chew
Rep. K. Christofferson
Sen. J. Dabakis
Sen. M. Dayton
Rep. S. Duckworth
Rep. B. Greene
Rep. S. Handy
Rep. T. Hawkes
Sen. D. Hinkins
Sen. D. Ipson
Rep. K. Ivory
Sen. P. Knudson
Rep. K. Kwan
Rep. L. Perry
Rep. M. Roberts
Rep. K. Stratton
Sen. E. Vickers

Nays:

Abs:

Rep. M. Noel
Sen. R. Okerlund

Sen. Dayton proposed a motion to solve the structural imbalance in the PLPCO budget by changing a \$1.8 million one-time General Fund appropriation to ongoing. Chair Hinkins suggested that the motion would be more appropriate at a later date. Sen. Dayton agreed to hold the motion.

MOTION: Rep. Ivory moved to adjourn. The motion passed with a vote of 17-0-2.

Yeas:

Rep. S. Chew
Rep. K. Christofferson
Sen. J. Dabakis
Sen. M. Dayton
Rep. S. Duckworth
Rep. B. Greene
Rep. S. Handy
Rep. T. Hawkes
Sen. D. Hinkins
Sen. D. Ipson
Rep. K. Ivory
Sen. P. Knudson
Rep. K. Kwan
Rep. L. Perry
Rep. M. Roberts
Rep. K. Stratton
Sen. E. Vickers

Nays:

Abs:

Rep. M. Noel
Sen. R. Okerlund

Chair Hinkins adjourned the meeting at 10:49 a.m.