



# MINUTES

## HOUSE NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENT STANDING COMMITTEE

Monday, February 14, 2022 | 4:00 p.m. | 120 Senate Building

**Members Present:**

Rep. Keven J. Stratton, Chair  
Rep. Michael L. Kohler, Vice Chair  
Rep. Carl R. Albrecht  
Rep. Gay Lynn Bennion  
Rep. Joel K. Briscoe  
Rep. Scott H. Chew  
Rep. Stephen G. Handy  
Rep. Phil Lyman  
Rep. Douglas V. Sagers

Rep. Rex P. Shipp  
Rep. Casey Snider  
Rep. Christine F. Watkins

**Members Absent:**

Rep. Timothy D. Hawkes  
Rep. Mike Schultz

**Staff Present:**

Nathan W. Brady, Policy Analyst  
Makelle Winger, Committee Secretary

Note: A copy of related materials and an audio recording of the meeting can be found at [www.le.utah.gov](http://www.le.utah.gov).

Chair Stratton called the meeting to order 4:24:38 PM.

**MOTION:** Rep. Albrecht moved to approve the minutes. The motion passed with a vote of 9 - 0 - 5.

Yeas - 9

Rep. C. Albrecht  
Rep. G. Bennion  
Rep. J. Briscoe  
Rep. S. Chew  
Rep. S. Handy  
Rep. P. Lyman  
Rep. D. Sagers  
Rep. C. Snider  
Rep. K. Stratton

Nays - 0

Absent - 5

Rep. T. Hawkes  
Rep. M. Kohler  
Rep. M. Schultz  
Rep. R. Shipp  
Rep. C. Watkins

**1. H.B. 281 Transplants of Wildlife Amendments (Chew, S.)**

Rep. Chew presented the bill and responded to questions from the committee.

Riley Peck, Biologist, Utah Division of Wildlife Resources, commented on the bill.

Garrick Hall, Utah Farm Bureau, commented on the bill.

Dave Evans, Duchesne County Farm Bureau, spoke in favor of the bill.

Jessy McKee, member of the public, spoke in favor of the bill.

**MOTION:** Rep. Snider moved to hold H.B. 281 with further discussion from the committee. The motion passed with a vote of 11 - 0 - 3.

Yeas - 11

Rep. C. Albrecht  
Rep. G. Bennion  
Rep. J. Briscoe  
Rep. S. Chew  
Rep. S. Handy  
Rep. M. Kohler  
Rep. D. Sagers  
Rep. R. Shipp  
Rep. C. Snider  
Rep. K. Stratton  
Rep. C. Watkins

Nays - 0

Absent - 3

Rep. T. Hawkes  
Rep. P. Lyman  
Rep. M. Schultz

Vice Chair Kohler assumed the chair.

## **2. H.B. 269 Capital Assets for Water (Stratton, K.)**

Chair Stratton presented the bill and responded to questions from the committee.

**MOTION:** Rep. Albrecht moved to replace H.B. 269 with 1st Substitute H.B. 269. The motion passed with a vote of 11 - 0 - 3.

Yeas - 11

Rep. C. Albrecht  
Rep. G. Bennion  
Rep. S. Chew  
Rep. S. Handy  
Rep. M. Kohler  
Rep. P. Lyman  
Rep. D. Sagers  
Rep. R. Shipp  
Rep. C. Snider  
Rep. K. Stratton  
Rep. C. Watkins

Nays - 0

Absent - 3

Rep. J. Briscoe  
Rep. T. Hawkes  
Rep. M. Schultz

**MOTION:** Rep. Albrecht moved to amend 1st Substitute H.B. 269 with Amendment #1. The motion passed with a vote of 11 - 0 - 3.

### Amendment 1 1st Sub. H.B. 269

1. Page 4, Lines 97 through 109:

97 (5) (a) A wastewater service provider shall submit a report of the wastewater service

98 provider's qualified capital asset facilities to the division as follows:

99 (i) if the wastewater service provider is treatment works with a capacity of 1,000,000

100 gallons per day or more, by no later than December 31, ~~{2022}~~ 2023, and then every five years

101 thereafter;

102 (ii) if the wastewater service provider is treatment works with a capacity of less than

103 1,000,000 gallons per day, by no later than December 31, ~~{2023}~~ 2024, and then every five years

104 thereafter;

105 (iii) if the wastewater service provider is a sewerage system, by no later than December

106 31, ~~{2024}~~ 2025, and then every five years thereafter; and

107 (iv) if the wastewater service provider is a large underground wastewater disposal

108 system or non-discharging treatment works, by no later than December 31, ~~{2025}~~ 2026, and then

109 every five years thereafter.

Yeas - 11

Rep. C. Albrecht  
Rep. G. Bennion  
Rep. S. Chew  
Rep. S. Handy  
Rep. M. Kohler  
Rep. P. Lyman  
Rep. D. Sagers  
Rep. R. Shipp  
Rep. C. Snider  
Rep. K. Stratton  
Rep. C. Watkins

Nays - 0

Absent - 3

Rep. J. Briscoe  
Rep. T. Hawkes  
Rep. M. Schultz

Further questions and discussion from the committee.

Billy Hesterman, Lobbyist, Wasatch Front Water Quality Council, spoke in favor of the bill.

Justin Lee, Director of Government Relations, Utah League of Cities and Towns, commented on the bill and responded to a question from the committee.

Erica Gaddis, Director, Utah Division of Water Quality, commented on the bill.

Michael Luers, General Manager, Snyderville Basin Water Reclamation District, spoke in favor of the bill.

**MOTION:** Rep. Bennion moved to pass 1st Substitute H.B. 269 out favorably. The motion passed with a vote of 7 - 5 - 2.

Yeas - 7

Rep. C. Albrecht  
Rep. G. Bennion  
Rep. J. Briscoe  
Rep. S. Handy  
Rep. M. Kohler  
Rep. P. Lyman  
Rep. K. Stratton

Nays - 5

Rep. S. Chew  
Rep. D. Sagers  
Rep. R. Shipp  
Rep. C. Snider  
Rep. C. Watkins

Absent - 2

Rep. T. Hawkes  
Rep. M. Schultz

Chair Stratton resumed the chair.

**3. H.B. 317 Off-highway Vehicle Amendments (Owens, D.)**

**MOTION:** Rep. Chew moved to replace H.B. 317 with 2nd Substitute H.B. 317. The motion passed with a vote of 12 - 0 - 2.

Yeas - 12

Rep. C. Albrecht  
Rep. G. Bennion  
Rep. J. Briscoe  
Rep. S. Chew  
Rep. S. Handy  
Rep. M. Kohler  
Rep. P. Lyman  
Rep. D. Sagers  
Rep. R. Shipp  
Rep. C. Snider  
Rep. K. Stratton  
Rep. C. Watkins

Nays - 0

Absent - 2

Rep. T. Hawkes  
Rep. M. Schultz

Rep. Doug Owens presented the bill with assistance of Jason Curry, Deputy Director, Utah Division of Forestry, Fire, and State Lands; and Brett Stewart, President, Off-Highway Vehicles Advocates. Shared a presentation and responded to questions from the committee.

[HB317 Sovereign Lands LE Presentation](#)

**MOTION:** Rep. Albrecht moved to pass 2nd Substitute H.B. 317 out favorably. The motion passed with a vote of 12 - 0 - 2.

Yeas - 12

Nays - 0

Absent - 2

Rep. C. Albrecht  
Rep. G. Bennion  
Rep. J. Briscoe  
Rep. S. Chew  
Rep. S. Handy  
Rep. M. Kohler  
Rep. P. Lyman  
Rep. D. Sagers  
Rep. R. Shipp  
Rep. C. Snider  
Rep. K. Stratton  
Rep. C. Watkins

Rep. T. Hawkes  
Rep. M. Schultz

**4. H.B. 305 Natural Resources Revisions (Ferry, J.)**

**MOTION:** Rep. Briscoe moved to replace H.B. 305 with 2nd Substitute H.B. 305. The motion passed with a vote of 12 - 0 - 2.

Yeas - 12

Nays - 0

Absent - 2

Rep. C. Albrecht  
Rep. G. Bennion  
Rep. J. Briscoe  
Rep. S. Chew  
Rep. S. Handy  
Rep. M. Kohler  
Rep. P. Lyman  
Rep. D. Sagers  
Rep. R. Shipp  
Rep. C. Snider  
Rep. K. Stratton  
Rep. C. Watkins

Rep. T. Hawkes  
Rep. M. Schultz

**MOTION:** Rep. Briscoe moved to amend 2nd Substitute H.B. 305 with Amendment #1. The motion passed with a vote of 12 - 0 - 2.

Amendment 1  
2nd Sub. H.B. 305

1. Page 146, Line 4500 through Page 147, Line 4535:

4500 ITEM 1

4501 To Department of Natural Resources -- {~~Conservation~~} Pass Through

4502 From General Fund

\$130,000

4503 Schedule of Programs:

4504 {~~Conservation~~} Pass Through \$130,000

4505 The Legislature intends that the money appropriated under this item be used only for  
4506 the purpose of conservation efforts in accordance with Subsection 79-2-202(5) enacted in this  
4507 bill.

4508 ITEM 2

4509	To Department of Natural Resources -- { <a href="#">Outdoor Recreation</a> } <a href="#">Recreation Management</a>	
4510	From General Fund	
		<u>\$150,000</u>
4511	Schedule of Programs:	
4512	{ <a href="#">Outdoor Recreation Administration</a> } <a href="#">Recreation Management</a>	\$150,000
4513	The Legislature intends that the money appropriated under this item be used for the	
4514	administration of the Division of Outdoor Recreation in accordance with this bill.	
4515	ITEM 3	
4516	To Department of Agriculture and Food -- Conservation	
4517	From General Fund	
		<u>\$120,000</u>
4518	Schedule of Programs:	
4519	Conservation Administration	\$120,000
4520	The Legislature intends that the money appropriated under this item be used for	
4521	conservation efforts in accordance with this bill.	
4522	ITEM 4	
4523	To Governor's Office of Economic Opportunity	
4524	From General Fund	
		<u>(\$338,700)</u>
4525	Schedule of Programs:	
4526	{ <a href="#">Outdoor Recreation</a> } <a href="#">Business Outreach &amp; International Trade</a>	(\$338,700)
4527	ITEM 5	
4528	To Department of Natural Resources -- { <a href="#">Outdoor Recreation</a> } <a href="#">Recreation Management</a>	
4529	From General Fund	
		<u>\$338,700</u>
4530	Schedule of Programs:	
4531	{ <a href="#">Outdoor Recreation</a> } <a href="#">Recreation Management</a>	\$338,700
4532	The Legislature intends that, at the close of fiscal year 2022, the Division of Finance	
4533	transfer any fiscal year { <del>2021</del> } <u>2022</u> closing nonlapsing balances or carry forward funding in <u>support of</u>	
4534	the Office of Outdoor Recreation to the Department of Natural Resources - { <a href="#">Outdoor Recreation</a> } <a href="#">Recreation</a>	
4535	<a href="#">Management</a> , as fiscal year 2023 beginning nonlapsing balances.	

Yeas - 12

Nays - 0

Absent - 2

Rep. C. Albrecht  
Rep. G. Bennion  
Rep. J. Briscoe  
Rep. S. Chew  
Rep. S. Handy  
Rep. M. Kohler  
Rep. P. Lyman  
Rep. D. Sagers  
Rep. R. Shipp  
Rep. C. Snider  
Rep. K. Stratton  
Rep. C. Watkins

Rep. T. Hawkes  
Rep. M. Schultz

Rep. Joel Ferry presented the bill with assistance of Pitt Grewe, Director, Division of Recreation. They responded to questions from the committee.

Vice Chair Kohler assumed the chair.

Brian Steed, Executive Director, Department of Natural Resources spoke in favor of the bill.

Chair Stratton resumed the chair.

Jim Bowcutt, Director, Conservation Division of the Department of Agriculture and Food, spoke in favor of the bill.

**MOTION:** Rep. Chew moved to hold 2nd Substitute H.B. 305.

**SUBSTITUTE MOTION:** Rep. Snider moved to pass 2nd Substitute H.B. 305 out favorably with further discussion from the committee. The substitute motion failed with a vote of 3 - 8 - 3.

Yeas - 3

Rep. C. Albrecht  
Rep. S. Handy  
Rep. C. Snider

Nays - 8

Rep. G. Bennion  
Rep. J. Briscoe  
Rep. S. Chew  
Rep. M. Kohler  
Rep. P. Lyman  
Rep. R. Shipp  
Rep. K. Stratton  
Rep. C. Watkins

Absent - 3

Rep. T. Hawkes  
Rep. D. Sagers  
Rep. M. Schultz

**MOTION:** Rep. Chew moved to hold 2nd Substitute H.B. 305. The motion passed with a vote of 11 - 0 - 3.

Yeas - 11

Rep. C. Albrecht  
Rep. G. Bennion  
Rep. J. Briscoe  
Rep. S. Chew  
Rep. S. Handy  
Rep. M. Kohler  
Rep. P. Lyman  
Rep. R. Shipp  
Rep. C. Snider  
Rep. K. Stratton  
Rep. C. Watkins

Nays - 0

Absent - 3

Rep. T. Hawkes  
Rep. D. Sagers  
Rep. M. Schultz

**MOTION:** Rep. Snider moved to adjourn. The motion passed with a vote of 11 - 0 - 3.

Yeas - 11

Rep. C. Albrecht  
Rep. G. Bennion  
Rep. J. Briscoe  
Rep. S. Chew  
Rep. S. Handy  
Rep. M. Kohler  
Rep. P. Lyman  
Rep. R. Shipp  
Rep. C. Snider  
Rep. K. Stratton  
Rep. C. Watkins

Nays - 0

Absent - 3

Rep. T. Hawkes  
Rep. D. Sagers  
Rep. M. Schultz

Chair Stratton adjourned the meeting 6:26:54 PM.