

Effective 5/10/2016

63J-4-607 Resource management plan administration.

- (1) The office shall consult with the Commission for the Stewardship of Public Lands before expending funds appropriated by the Legislature for the implementation of this section.
- (2) To the extent that the Legislature appropriates sufficient funding, the office may procure the services of a non-public entity in accordance with Title 63G, Chapter 6a, Utah Procurement Code, to assist the office with the office's responsibilities described in Subsection (3).
- (3) The office shall:
 - (a) assist each county with the creation of the county's resource management plan by:
 - (i) consulting with the county on policy and legal issues related to the county's resource management plan; and
 - (ii) helping the county ensure that the county's resource management plan meets the requirements of Subsection 17-27a-401(3);
 - (b) promote quality standards among all counties' resource management plans; and
 - (c) upon submission by a county, review and verify the county's:
 - (i) estimated cost for creating a resource management plan; and
 - (ii) actual cost for creating a resource management plan.
- (4)
 - (a) A county shall cooperate with the office, or an entity procured by the office under Subsection (2), with regards to the office's responsibilities under Subsection (3).
 - (b) To the extent that the Legislature appropriates sufficient funding, the office may, in accordance with Subsection (4)(c), provide funding to a county before the county completes a resource management plan.
 - (c) The office may provide pre-completion funding described in Subsection (4)(b):
 - (i) after:
 - (A) the county submits an estimated cost for completing the resource management plan to the office; and
 - (B) the office reviews and verifies the estimated cost in accordance with Subsection (3)(c)(i); and
 - (ii) in an amount up to:
 - (A) 50% of the estimated cost of completing the resource management plan, verified by the office; or
 - (B) \$25,000, if the amount described in Subsection (4)(c)(i)(A) is greater than \$25,000.
 - (d) To the extent that the Legislature appropriates sufficient funding, the office shall provide funding to a county in the amount described in Subsection (4)(e) after:
 - (i) a county's resource management plan:
 - (A) meets the requirements described in Subsection 17-27a-401(3); and
 - (B) is adopted under Subsection 17-27a-404(6)(d);
 - (ii) the county submits the actual cost of completing the resource management plan to the office; and
 - (iii) the office reviews and verifies the actual cost in accordance with Subsection (3)(c)(ii).
 - (e) The office shall provide funding to a county under Subsection (4)(d) in an amount equal to the difference between:
 - (i) the lesser of:
 - (A) the actual cost of completing the resource management plan, verified by the office; or
 - (B) \$50,000; and
 - (ii) the amount of any pre-completion funding that the county received under Subsections (4)(b) and (c).

- (5) To the extent that the Legislature appropriates sufficient funding, after the deadline established in Subsection 17-27a-404(6)(d) for a county to adopt a resource management plan, the office shall:
 - (a) obtain a copy of each county's resource management plan;
 - (b) create a statewide resource management plan that:
 - (i) meets the same requirements described in Subsection 17-27a-401(3); and
 - (ii) to the extent reasonably possible, coordinates and is consistent with any resource management plan or land use plan established under Chapter 8, State of Utah Resource Management Plan for Federal Lands; and
 - (c) submit a copy of the statewide resource management plan to the Commission for the Stewardship of Public Lands for review.
- (6) Following review of the statewide resource management plan, the Commission for the Stewardship of Public Lands shall prepare a concurrent resolution approving the statewide resource management plan for consideration during the 2018 General Session.
- (7) To the extent that the Legislature appropriates sufficient funding, the office shall provide legal support to a county that becomes involved in litigation with the federal government over the requirements of Subsection 17-27a-405(3).

Amended by Chapter 265, 2016 General Session