

## **Chapter 2**

### **Administration and Management of State Lands**

#### **65A-2-1 Administration of state lands -- Multiple-use sustained yield management.**

The division shall administer state lands under comprehensive land management programs using multiple-use sustained yield principles.

Amended by Chapter 294, 1994 General Session

#### **65A-2-2 State land management planning procedures for natural and cultural resources -- Assistance from other state agencies -- Division action.**

The division:

- (1) shall develop planning procedures for natural and cultural resources on state lands; and
- (2) may request other state agencies to generate technical data or other management support services for the development and implementation of state land management plans.

Amended by Chapter 294, 1994 General Session

#### **65A-2-3 Endangered or threatened plant species -- Division authorized to protect.**

The division may make determinations concerning the management, protection, and conservation of plant species officially designated as endangered or threatened under the federal Endangered Species Act of 1973, as amended, on state lands.

Amended by Chapter 294, 1994 General Session

#### **65A-2-4 State land management plans -- Division to adopt rules for notifying and consulting with interested parties.**

- (1) The division shall adopt rules for notifying and consulting with interested parties including the general public, resources users, and federal, state, and local agencies on state land management plans.
- (2) Division rules shall provide:
  - (a) for reasonable notice and comment periods; and
  - (b) that the division respond to all commenting parties and give the rationale for the acceptance or nonacceptance of the comments.

Amended by Chapter 294, 1994 General Session

#### **65A-2-5 Protection of leasehold interests.**

The director of the Division of Forestry, Fire, and State Lands, in conjunction with the Wildlife Board, may restrict or limit public use of leased parcels of sovereign lands for hunting, trapping, or fishing:

- (1) upon the petition of the affected lessee;
- (2) after a public hearing; and
- (3) upon a determination that unrestricted public use for hunting, trapping, or fishing substantially interferes with the primary activities authorized by the lease.

Enacted by Chapter 156, 2000 General Session

**65A-2-6 Permitted areas at Bear Lake for launching and retrieving watercraft -- Rulemaking authority.**

- (1) As used in this section, "motorboat" means the same as that term is defined in Section 73-18-2.
- (2) The division shall issue a permit to an applicant that allows the applicant to launch or retrieve a motorboat on state lands surrounding Bear Lake.
- (3) A permit is required to launch or retrieve a motorboat on state lands surrounding Bear Lake.
- (4) A permit authorizes a person to launch or retrieve a motorboat if:
  - (a) the person owns private property adjacent to state lands surrounding Bear Lake, or has legal right to occupy or use private property adjacent to state lands surrounding Bear Lake, and the person accesses the water from that private property; or
  - (b) the person accesses the water from a recorded point of public access that allows motor vehicle traffic.
- (5) The division shall, in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, make rules to administer this section.

Amended by Chapter 390, 2015 General Session

**65A-2-7 Development of Bear Lake.**

The division shall:

- (1) designate state lands along Highway 30 from the Ideal Beach RV Park and Spinnaker Marina southward approximately four miles to Rendezvous Beach State Park, which lands are located in Township 13N, Range 5E, Sections 003, 010, 015, 022, and 023, as an area for the ongoing development of facilities for boating, fishing, beach going, swimming, parking, picnicking, and other recreational activities; and
- (2) develop the area described in Subsection (1):
  - (a) consistent with the division's Bear Lake comprehensive management plan; and
  - (b) as funding allows.

Enacted by Chapter 295, 2015 General Session