

**MAPPING AND DOCUMENTATION OF R.S. 2477  
RIGHTS-OF-WAY AND OTHER STRUCTURES**

1999 GENERAL SESSION

STATE OF UTAH

**Sponsor: Bradley T. Johnson**

AN ACT RELATING TO THE AUTOMATED GEOGRAPHIC REFERENCE CENTER; CREATING A COMMITTEE WITHIN THE AUTOMATED GEOGRAPHIC REFERENCE CENTER TO AWARD GRANTS TO COUNTIES TO INVENTORY AND MAP R.S. 2477 RIGHTS-OF-WAY USING GLOBAL POSITIONING SYSTEM TECHNOLOGY AND TO PHOTOGRAPH ROADS, EVIDENCE OF VALID AND EXISTING RIGHTS, AND OTHER STRUCTURES ON FEDERAL LANDS; APPROPRIATING \$450,000 FROM THE GENERAL FUND IN FISCAL YEAR 1998-99 FOR THE GRANTS; AND PROVIDING AN EFFECTIVE DATE.

This act affects sections of Utah Code Annotated 1953 as follows:

ENACTS:

**63A-6-204**, Utah Code Annotated 1953

*Be it enacted by the Legislature of the state of Utah:*

Section 1. Section **63A-6-204** is enacted to read:

**63A-6-204. Committee to award grants to counties -- Inventory and mapping of R.S. 2477 rights-of-way -- Photographing of roads, evidence of valid and existing rights, and other structures on public lands.**

(1) There is created within the center a committee to award grants to counties to inventory and map R.S. 2477 rights-of-way, associated structures, and other features as provided by Subsection (5).

(2) (a) The committee shall consist of:

(i) the center manager;

(ii) a representative of the Governor's Office of Planning and Budget;

(iii) a representative of Utah State University Extension;

(iv) a representative of the Utah Association of Counties; and

(v) three county commissioners.

(b) The committee members specified in Subsections (2)(a)(ii) through (2)(a)(iv) shall be selected by the organizations they represent.

(c) The committee members specified in Subsection (2)(a)(v) shall be:

(i) selected by the Utah Association of Counties;

(ii) from rural counties; and

(iii) from different regions of the state.

(3) (a) The committee shall select a chair from its membership.

(b) The committee shall meet upon the call of the chair or a majority of the committee members.

(c) Four members shall constitute a quorum.

(4) (a) Committee members who are state government employees shall receive no additional compensation for their work on the committee.

(b) Committee members who are not state government employees shall receive no compensation or expenses from the state for their work on the committee.

(5) (a) The committee shall award grants to counties to:

(i) inventory and map R.S. 2477 rights-of-way using Global Positioning System (GPS) technology; and

(ii) photograph:

(A) roads and other evidence of construction of R.S. 2477 rights-of-way;

(B) structures or natural features that may be indicative of the purpose for which an R.S. 2477 right-of-way was created, such as mines, agricultural facilities, recreational facilities, or scenic overlooks; and

(C) evidence of valid and existing rights on federal lands, such as mines and agricultural facilities.

(b) (i) The committee may allow counties, while they are conducting the activities described in Subsection (5)(a), to use grant monies to inventory, map, or photograph other natural or cultural resources.

(ii) Activities funded under Subsection (5)(b)(i) must be integrated with existing programs underway by state agencies, counties, or institutions of higher education.

(c) Maps and other data acquired through the grants shall become a part of the State Geographic Information Database.

(d) Counties shall provide an opportunity to interested parties to submit information relative to the mapping and photographing of R.S. 2477 rights-of-way and other structures as provided in Subsections (5)(a) and (5)(b).

(6) (a) The committee shall develop a request for proposals process and issue a request for proposals.

(b) The request for proposals shall require each grant applicant to submit an implementation plan and identify any monetary or in-kind contributions from the county.

(c) In awarding grants, the committee shall give priority to proposals to inventory, map, and photograph R.S. 2477 rights-of-way and other structures as specified in Subsection (5)(a) which are located on federal lands that:

(i) a federal land management agency proposes for special management, such as lands to be managed as an area of critical environmental concern or primitive area; or

(ii) are proposed to receive a special designation by Congress, such as lands to be designated as wilderness or a national conservation area.

## **Section 2. Appropriation.**

(1) There is appropriated \$450,000 from the General Fund in fiscal year 1998-1999 to the Automated Geographic Reference Center to award grants to counties as provided in Section 63A-6-204.

(2) The money appropriated in Subsection (1) is nonlapsing.

## **Section 3. Effective date.**

If approved by two-thirds of all the members elected to each house, this act takes effect upon approval by the governor, or the day following the constitutional time limit of Utah Constitution Article VII, Section 8, without the governor's signature, or in the case of a veto, the date of veto override.

