

1st Sub. H.B. 209
UTAH LANDS PROTECTION ACT

HOUSE FLOOR AMENDMENTS

AMENDMENT 2

MARCH 1, 2012 3:30 PM

Representative **Fred C. Cox** proposes the following amendments:

1. *Page 1, Line 1:*

1 UTAH LANDS {~~PROTECTION ACT~~} AND SCHOOL TRUST FUND AMENDMENTS

2. *Page 1, Lines 18 through 19:*

18 {~~prohibits the Division of Forestry, Fire, and State Lands from selling or~~
19 ~~substantially changing the use of certain public lands of the state;~~}

3. *Page 2, Lines 50 through 52:*

50 (b) "Public lands of the state" does not include :
(i) property {~~owned~~} purchased by the federal
51 government in accordance with the United States Constitution Article I, Section 8, Clause 17 {~~;~~} :
52 or
(ii) trust lands, as defined in Subsection 53C-1-103(7) {~~;~~} , however acquired.

4. *Page 3, Lines 62 through 71:*

62 Section 2. Section **65A-10-1** is amended to read:
63 65A-10-1. Authority of division to manage sovereign lands {~~;~~} and public lands of the state.
64 (1) (a) The division is the management authority for sovereign lands, and may
65 exchange, sell, or lease sovereign lands but only in the quantities and for the purposes as serve
66 the public interest and do not interfere with the public trust.
67 (b) The division is the management authority for public lands of the state that are not
68 obtained specifically for use by another department or agency of the state {~~;, and may, except as~~
69 ~~provided in Subsections (5) and (6), exchange, sell, or lease public lands of the state, but only~~
70 ~~in the quantities and for the purposes that serve the public interest and do not interfere with the~~
71 ~~public trust.~~} :

5. *Page 4, Lines 95 through 112:*

95 government at the time that the lands became public lands of the state.
96 {~~(5) If public lands of the state described in Subsection (4)(a) are not obtained~~
97 ~~specifically for use by a department or agency of the state other than the division, the division~~
98 ~~may not substantially change the use of those lands unless the division:~~

99 ~~—— (a) makes a written finding that the change serves the public interest and does not~~
100 ~~interfere with the public trust; and~~
101 ~~—— (b) submits a copy of the finding to:~~
102 ~~—— (i) (A) the Legislative Management Committee; or~~
103 ~~—— (B) another committee designated by the Legislative Management Committee; and~~
104 ~~—— (ii) the office of the lieutenant governor.~~
105 ~~—— (c) Notwithstanding any other provision of this section, if any of the following become~~
106 ~~public lands of the state, the division may not sell the lands or substantially change the use of~~
107 ~~the lands from the use of the lands that existed on January 1, 2012:~~
108 ~~—— (a) Arches National Park;~~
109 ~~—— (b) Bryce Canyon National Park;~~
110 ~~—— (c) Canyonlands National Park;~~
111 ~~—— (d) Capitol Reef National Park; or~~
112 ~~—— (e) Zion National Park. }~~