

**MINUTES OF THE HOUSE
NATURAL RESOURCES, AGRICULTURE, & ENVIRONMENT
STANDING COMMITTEE**

Room C445, State Capitol

February 26, 2013

Members Present: Rep. Mike Noel, Chair
Rep. Doug Sagers, Vice Chair
Rep. Roger Barrus
Rep. Joel Briscoe
Rep. Kay Christofferson
Rep. Jack Draxler
Rep. Susan Duckworth
Rep. Becky Edwards
Rep. Steve Handy
Rep. John Mathis
Rep. Mike McKell
Rep. Merrill Nelson
Rep. Ryan Wilcox
Rep. Larry Wiley

Members Excused: Rep. Mel Brown

Members Absent: Rep. Ken Ivory

Staff Present: Mr. J Brian Allred, Policy Analyst
Ms. An Bradshaw, Committee Secretary

Note: A list of visitors and handouts are filed with committee minutes

Chair Noel called the meeting to order at 8:04 a.m.

H.B. 123 Water Rights - Change Application Amendments (*Rep. K. McIff*)

Rep. McIff introduced the bill to the committee with the assistance of Mr. Patrick Painter, citizen.

Spoke in opposition to the bill: Mr. Steven Clyde, attorney
Mr. Dallin Jensen, attorney
Mr. Fred Finlinson, Utah Water Coalition
Mr. Steven Vuyovich, attorney
Mr. Michael Styler, Executive Director, Utah Department of Natural Resources

MOTION: Rep. Briscoe moved to move to the next item on the agenda.

SUBSTITUTE MOTION: Rep. Mathis moved to pass the bill out favorably as amended on February 22, 2013. A roll call vote was taken and the motion passed with Rep. Barrus, Rep. Briscoe, Rep. Christofferson, and Rep. Wilcox voting in opposition.

H.B. 333 State Lands Amendments (Rep. R. Menlove)

Rep. Menlove introduced the bill to the committee with the assistance of Mr. Mitch Poulsen, Bear Lake Regional Commission, and Mr. John Spuhler, Mayor, Garden City.

MOTION: Rep. Draxler moved to amend the bill as follows:

1. Page 3, Lines 70 through 73:

- = (c) except as permitted by the division, launches or retrieves a watercraft in an area adjacent to a person's private property;
70 ~~{(c)}~~ (d) exceeds a speed limit of 15 miles per hour while operating a motor vehicle;
71 ~~{(d)}~~ (e) except as necessary while launching or retrieving watercraft, parks or operates a
72 motor vehicle within an area between the water's edge and a line posted by the division;
73 ~~{(iv)}~~ ~~{(e)}~~ (f) except as permitted and posted by the division, travels in a
 motor vehicle

2. Page 3, Lines 84 through 86:

- 84 ~~{(f)}~~ (g) parks or operates a motor vehicle between the hours of 10 p.m. and
 7 a.m.; ~~[and] or~~
85 ~~{(vi) no campfires or fireworks are allowed.}~~
86 ~~{(g)}~~ (h) starts a campfire or uses fireworks.

The motion to amend passed unanimously with Rep. Briscoe and Rep. Duckworth absent for the vote.

Spoke in favor of the bill: Mr. Todd Bingham, citizen
 Ms. Claudia Cottle, Bear Lake Watch

MOTION: Rep. McKell moved to pass HB333 out favorably as amended. The motion passed unanimously.

MOTION: Rep. Wilcox moved to place HB333 on the Consent Calendar. The motion passed unanimously.

H.B. 326 Division of Water Rights Amendments (*Rep. R. C. Webb*)

Rep. Webb introduced the bill to the committee.

Spoke in favor of the bill: Mr Kent Jones, State Engineer, Utah Division of Water Rights
Mr. Fred Finlinson, Utah Water Coalition
Mr. LeGrand Bitter, Utah Association of Special Districts

MOTION: Rep. Draxler moved to pass the bill out favorably. The motion passed unanimously.

MOTION: Rep. Draxler moved to place HB326 on the Consent Calendar. The motion passed unanimously.

S.B. 185 Division of Oil, Gas, and Mining Amendments (*Sen. K. Van Tassell*) (Rep. J. Mathis**)**

Sen. Van Tassell introduced the bill to the committee.

Spoke in favor of the bill: Mr. Josh Brown, Utah Mining Association

MOTION: Rep. Mathis moved to pass the bill out favorably. The motion passed unanimously.

MOTION: Rep. McKell moved to place the bill on the Consent Calendar. The motion passed unanimously.

MOTION: Rep. Wilcox moved to adjourn the meeting. The motion passed unanimously.

Chair Noel adjourned the meeting at 9:44 a.m.

Rep. Mike Noel, Chair