

Senator J. Stuart Adams proposes the following substitute bill:

NATIONAL PARK FUNDING

2013 SECOND SPECIAL SESSION

STATE OF UTAH

Chief Sponsor: J. Stuart Adams

House Sponsor: Don L. Ipson

LONG TITLE

General Description:

This bill addresses issues relating to the operation of national parks, national monuments, and national recreation areas within the state.

Highlighted Provisions:

This bill:

- ▶ authorizes funds in the Sovereign Lands Management Account to be used to pay one or more federal governmental entities for the ongoing operation of national parks, national monuments, and national recreation areas within the state; and
- ▶ repeals the authorization on December 2, 2013.

Money Appropriated in this Bill:

This bill appropriates in fiscal year 2014:

- ▶ to the Department of Natural Resources - Parks and Recreation Capital Budget as a one-time appropriation, from the Sovereign Lands Management Restricted Account, \$1,665,700; and
- ▶ to the Department of Natural Resources - Parks and Recreation - National Parks Operation Contributions as a one-time appropriation, from the Sovereign Lands Management Restricted Account, \$6,996,100.

Other Special Clauses:



26 This bill provides an immediate effective date.

27 **Utah Code Sections Affected:**

28 AMENDS:

29 **65A-5-1**, as last amended by Laws of Utah 2011, Chapter 303

30 ENACTS:

31 **63I-2-265**, Utah Code Annotated 1953



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

34 Section 1. Section **63I-2-265** is enacted to read:

35 **63I-2-265. Repeal dates -- Title 65A.**

36 Subsection 65A-5-1(4) is repealed on December 2, 2013.

37 Section 2. Section **65A-5-1** is amended to read:

38 **65A-5-1. Sovereign Lands Management Account -- Creation -- Contents --**
39 **Appropriation to fund division expenses.**

40 (1) There is created within the General Fund a restricted account known as the
41 Sovereign Lands Management Account.

42 (2) The account shall consist of the following:

43 (a) all revenues derived from sovereign lands; and

44 (b) that portion of all revenues derived from mineral leases on other lands managed by
45 the division necessary to recover management costs.

46 (3) All expenditures of the division relating directly to the management of state lands
47 shall be funded by appropriation by the Legislature from the Sovereign Lands Management
48 Account or other sources.

49 (4) The Legislature may appropriate funds in the account to reimburse one or more
50 state government entities for money contributed to the federal government for the operation of
51 national parks, national monuments, and national recreation areas in the state.

52 Section 3. **Appropriation.**

53 Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, for
54 the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following sums of money
55 are appropriated from resources not otherwise appropriated, or reduced from amounts
56 previously appropriated, out of the funds or accounts indicated. These sums of money are in

57 addition to any amounts previously appropriated for fiscal year 2014.

58 Item 1 - To Department of Natural Resources - Parks and Recreation Capital Budget

59 From General Fund Restricted - Sovereign Lands Management,

60 One-time

\$1,665,700

61 Schedule of Programs:

62 Renovation and Development

\$1,665,700

63 The Legislature intends that ~~§~~ → :

63a (1) ~~←~~ ~~§~~ any amount appropriated from the Sovereign Lands

64 Management Restricted Account not used to open and operate national parks, national

65 monuments, and national recreation areas lapse back to the Sovereign Lands Management

66 Restricted Account under Subsection 63J-1-601(2) at the close of fiscal year 2014 ~~§~~ → [;] ; and

66a (2) **the Governor and the Division of Parks and Recreation contact Utah's United**

66b **States Senators and Congressional Representatives and urge them to introduce or amend**

66c **legislation to fully reimburse the State of Utah for any amount expended under this**

66d **appropriation.** ~~←~~ ~~§~~

67 Item 2 - To Department of Natural Resources - State Parks and Recreation - National

68 Parks Operation Contributions

69 From General Fund Restricted - Sovereign Lands Management,

70 One-time

\$6,996,100

71 Schedule of Programs:

72 National Parks Operation Contributions

\$6,996,100

73 The Legislature intends that:

74 (1) the Division of Parks and Recreation may, subject to Subsections (2), (3), and (4)

75 contribute money authorized by this appropriation to open and operate national parks, national

76 monuments, and national recreation areas in one week increments;

77 (2) before October 28, 2013, ~~§~~ → [~~and before contributing any money appropriated in this~~

78 ~~bill to the United States government,]~~ ~~←~~ ~~§~~ the Division of Parks and Recreation submit a written

79 report to the Executive Appropriations Committee that:

80 (a) subject to the availability of appropriate federal government entities:

81 (i) estimates the current daily contribution amount for the operation of national parks,

82 national monuments, and national recreation areas; and

83 (ii) reports on negotiations to lower the daily contribution amount, if warranted, and to

84 reopen the Bear River Migratory Bird Refuge; or

85 (b) ~~§~~ → [~~the fact that]~~ ~~←~~ ~~§~~ appropriate federal government entities were unavailable to

85a provide the

86 information under Subsection (2)(a);

87 (3) after October 28, 2013, the Division of Parks and Recreation, before contributing to

88 the United States government any money appropriated in this bill, shall submit a statement to
89 the Executive Appropriations Committee identifying the amount of money to be contributed to
90 the United States government; ~~§~~ → [and] ← ~~§~~

91 (4) after October 28, 2013, the Executive Appropriations Committee recommend to the
92 Division of Parks and Recreation that the Division of Parks and Recreation either:

93 (a) expend the appropriated money to keep national parks, national monuments, and
94 national recreation areas operating for an additional week; or

95 (b) not expend the appropriated money ~~§~~ → [;] ; and

95a (5) the Governor and the Division of Parks and Recreation contact Utah's United States
95b Senators and Congressional Representatives and urge them to introduce or amend legislation
95c to fully reimburse the State of Utah for any amount expended under this appropriation. ← ~~§~~

96 Section 4. **Effective date.**

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