

# HB0303S01 compared with HB0303

~~{deleted text}~~ shows text that was in HB0303 but was deleted in HB0303S01.

inserted text shows text that was not in HB0303 but was inserted into HB0303S01.

**DISCLAIMER:** This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Representative Keven J. Stratton proposes the following substitute bill:

## LEGISLATIVE APPROVAL OF LAND TRANSFERS

2015 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Keven J. Stratton**

Senate Sponsor: \_\_\_\_\_

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### LONG TITLE

#### General Description:

This bill describes the procedure for selling ~~{,} or~~ exchanging ~~{, or transferring state}~~ governmentally controlled land.

#### Highlighted Provisions:

This bill:

- ▶ defines terms:
- ▶ requires the governor ~~{, an executive agency,}~~ or a ~~{political subdivision}~~ governmental entity to submit a proposal to sell ~~{,} or~~ exchange ~~{, or transfer}~~ 500 acres or more of ~~{state}~~ governmentally controlled land for legislative approval;
- ▶ requires the governor ~~{, an executive agency, or a political subdivision to notify the Natural Resources, Agriculture, and Environment Interim}~~ or a governmental entity

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to notify the Legislative Management Committee of any proposal to sell ~~{}~~ or exchange ~~{, or transfer}~~ less than 500 acres of ~~{state}~~ governmentally controlled land to the federal government; and

- ▶ requires the governor or a ~~{political subdivision}~~ governmental entity that enters into a discussion with a federal agent ~~{or entity regarding land management issues}~~ that may result in certain actions to provide written notice to the Legislature.

### Money Appropriated in this Bill:

None

### Other Special Clauses:

None

### Utah Code Sections Affected:

~~{ENACTS}~~ AMENDS:

~~{63L-6-106}~~ 63L-2-201, as last amended by Laws of Utah ~~{Code Annotated~~  
~~1953}~~ 2014, Chapters 157 and 328

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

Section 1. Section 63L-2-201 is amended to read:

**63L-2-201. Federal government acquisition of real property in the state.**

(1) As used in this chapter:

~~[(a) "Agency" is defined in Section 63G-10-102.]~~

~~[(b) "Agency" includes:]~~

~~[(i) the School and Institutional Trust Lands Administration created in Section 53C-1-201; and]~~

~~[(ii) the School and Institutional Trust Lands Board of Trustees created in Section 53C-1-202.]~~

~~— ]~~

(a) "Governmental entity" means:

(i) an agency, as that term is defined in Subsection 63G-10-102(2);

(ii) the School and Institutional Trust Lands Administration created in Section 53C-1-201;

(iii) the School and Institutional Trust Lands Board of Trustees created in Section

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53C-1-202; or

(iv) a political subdivision of the state, including a:

(A) county;

(B) city;

(C) town;

(D) school district;

(E) local district; or

(F) special service district.

(b) "Governmentally controlled land" means land owned or managed by a governmental entity.

(2) (a) Before legally binding the state by executing an agreement to sell or transfer to the United States government [~~10,000~~ 500] or more acres of [~~any state lands~~ governmentally controlled land] or school and institutional trust lands, [~~an agency~~ the governor or a governmental entity] shall submit the agreement or proposal:

(i) to the Legislature for its approval or rejection; or

(ii) in the interim, to the Legislative Management Committee for review of the agreement or proposal.

(b) The Legislative Management Committee may:

(i) recommend that the [~~agency~~ governor or the governmental entity] execute the agreement or proposal;

(ii) recommend that the [~~agency~~ governor or the governmental entity] reject the agreement or proposal; or

(iii) recommend to the governor that the governor call a special session of the Legislature to review and approve or reject the agreement or proposal.

(3) Before legally binding the state by executing an agreement to sell or transfer to the United States government less than [~~10,000~~ 500] acres of any [~~state lands~~ governmentally controlled land] or school and institutional trust lands, [~~an agency~~ the governor or a governmental entity] shall notify the Natural Resources, Agriculture, and Environment Interim Committee.

(4) Notwithstanding Subsections (2) and (3), the Legislature approves all conveyances of school trust lands to the United States government made for the purpose of completing the

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Red Cliffs National Conservation Area in Washington County.

~~{Section 1. Section 63L-6-106 is enacted to read:~~

~~———— **63L-6-106. Legislative approval of land sales, exchanges, or transfers with the federal government.**~~

~~———— (1) The governor, an executive agency, or a political subdivision may not execute an agreement to sell, exchange, or transfer 500 or more acres of state land, regardless of whether the 500 acres are contiguous or noncontiguous, until:~~

~~———— (a) the governor, executive agency, or political subdivision submits the agreement or proposed agreement to the Legislature for its approval or rejection; and~~

~~———— (b) the Legislature passes a joint resolution approving an agreement or proposed agreement.~~

~~———— (2) The governor, an executive agency, or a political subdivision shall notify the Natural Resources, Agriculture, and Environment Interim Committee before executing an agreement to sell, exchange, or transfer less than 500 acres of state land.~~

~~———— (3) A political subdivision}~~ (5) The governor or a governmental entity shall give written notice to the Legislative Management Committee as soon as the ~~{political subdivision}~~ governor or the governmental entity enters into a discussion with a federal agent or entity ~~{regarding land management issues within the state.~~

### Legislative Review Note

~~———— as of 1-21-15 8:51 AM~~

~~Office of Legislative Research and General Counsel}~~ that may result in:

(a) the sale, exchange, or transfer of governmentally controlled land or school and institutional trust lands to the federal government;

(b) designation of governmentally controlled land or school and institutional trust lands as a federal park, monument, or wilderness area; or

(c) a significant change to a management policy affecting a tract of governmentally

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controlled land or school and institutional trust land.