

ENERGY ZONES AMENDMENTS

2015 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Michael E. Noel

Senate Sponsor: David P. Hinkins

LONG TITLE

General Description:

This bill modifies the Utah resource management plan for federal lands.

Highlighted Provisions:

This bill:

- ▶ creates the San Juan County Energy Zone;
- ▶ adopts energy exploration, access, and development policy for the San Juan County Energy Zone; and
- ▶ makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

This bill provides a special effective date.

Utah Code Sections Affected:

AMENDS:

63J-8-102, as last amended by Laws of Utah 2014, Chapter 321

63J-8-105, as last amended by Laws of Utah 2014, Chapter 321

63J-8-105.5, as last amended by Laws of Utah 2014, Chapter 321

ENACTS:

63J-8-105.2, Utah Code Annotated 1953



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

29 Section 1. Section **63J-8-102** is amended to read:

30 **63J-8-102. Definitions.**

31 As used in this chapter:

32 (1) "ACEC" means an area of critical environmental concern as defined in 43 U.S.C.
33 Sec. 1702.

34 (2) "AUM" means animal unit months, a unit of grazing forage.

35 (3) "BLM" means the United States Bureau of Land Management.

36 (4) "BLM recommended wilderness" means a wilderness study area recommended for
37 wilderness designation in the final report of the president of the United States to the United
38 States Congress in 1993.

39 (5) "Federal land use designation" means one or a combination of the following
40 congressional or federal actions included in proposed congressional land use legislation:

41 (a) designation of wilderness within the National Wilderness Preservation System;

42 (b) designation of a national conservation area;

43 (c) designation of a watercourse within the National Wild and Scenic River System;

44 (d) designation of an ACEC;

45 (e) designation of a national monument in accordance with the Antiquities Act of 1906,
46 16 U.S.C. Sec. 431 et seq. or by Congress;

47 (f) designation of a national park within the National Park System;

48 (g) designation of a national recreational area; or

49 (h) any other designation, classification, categorization, reservation, withdrawal, or
50 similar action that has the purpose or effect of eliminating, restricting, or reducing energy and
51 mineral development, motorized travel, grazing, active vegetation management, or any other
52 traditional multiple use on public land.

53 (6) "FLPMA" means the Federal Land Policy and Management Act of 1976, 43 U.S.C.
54 Sec. 1701 et seq.

55 (7) "Forest Service" means the United States Forest Service within the United States
56 Department of Agriculture.

57 (8) "Green River Energy Zone" means the lands described as follows in Subsections
58 (8)(a) and (b), as more fully illustrated in the maps prepared by the Carbon County and Emery

59 County GIS Departments in February 2013, each entitled "2013 Green River Energy Zone":

60 (a) BLM and Forest Service lands in Carbon County that are situated in the following
61 townships: Township 12S Range 6E, Township 12S Range 7E, Township 12S Range 8E,
62 Township 12S Range 9E, Township 12S Range 10E, Township 12S Range 11E, Township 12S
63 Range 12E, Township 12S Range 13E, Township 12S Range 14E, Township 12S Range 15E,
64 Township 12S Range 16E, Township 12S Range 17E, Township 12S Range 18E, Township
65 13S Range 6E, Township 13S Range 8E, Township 13S Range 9E, Township 13S Range 10E,
66 Township 13S Range 11E, Township 13S Range 12E, Township 13S Range 13E, Township
67 13S Range 14E, Township 13S Range 15E, Township 13S Range 16E, Township 13S Range
68 17E, Township 14S Range 6E, Township 14S Range 8E, Township 14S Range 9E, Township
69 14S Range 11E, Township 14S Range 12E, Township 14S Range 13E, Township 14S Range
70 14E, Township 14S Range 15E, Township 14S Range 16E, Township 14S Range 17E,
71 Township 15S Range 7E, Township 15S Range 8E, Township 15S Range 9E, Township 15S
72 Range 10E, Township 15S Range 11E, Township 15S Range 12E, Township 15S Range 13E,
73 Township 15S Range 14E, Township 15S Range 15E, and Township 15S Range 16E; and

74 (b) BLM and Forest Service lands in Emery County, excluding any areas that are or
75 may be designated as wilderness, national conservation areas, or wild or scenic rivers, that are
76 situated in the following townships and represented in the Emery County Public Land
77 Management Act DRAFT Map prepared by Emery County and available at
78 emerycounty.com/publiclands/LANDS-USE-15.pdf: Township 13S Range 6E, Township 14S
79 Range 6E, Township 14S Range 7E, Township 15S Range 6E, Township 15S Range 7E,
80 Township 16S Range 6E, Township 16S Range 7E, Township 16S Range 8E, Township 16S
81 Range 9E, Township 16S Range 10E, Township 16S Range 11E, Township 16S Range 12E,
82 Township 16S Range 13E, Township 16S Range 14E, Township 16S Range 15E, Township
83 17S Range 6E, Township 17S Range 7E, Township 17S Range 8E, Township 17S Range 9E,
84 Township 17S Range 10E, Township 17S Range 11E, Township 17S Range 12E, Township
85 17S Range 13E, Township 17S Range 14E, Township 17S Range 15E, Township 18S Range
86 6E, Township 18S Range 7E, Township 18S Range 8E, Township 18S Range 9E, Township
87 18S Range 10E, Township 18S Range 11E, Township 18S Range 12E, Township 18S Range
88 13E, Township 18S Range 14E, Township 18S Range 15E, Township 19S Range 6E,
89 Township 19S Range 7E, Township 19S Range 8E, Township 19S Range 9E, Township 19S

90 Range 10E, Township 19S Range 11E, Township 19S Range 12E, Township 19S Range 13E,
91 Township 19S Range 14E, Township 19S Range 15E, Township 20S Range 6E, Township 20S
92 Range 7E, Township 20S Range 8E, Township 20S Range 9E, Township 20S Range 10E,
93 Township 20S Range 11E, Township 20S Range 12E, Township 20S Range 13E, Township
94 20S Range 14E, Township 20S Range 15E, Township 20S Range 16E, Township 21S Range
95 6E, Township 21S Range 7E, Township 21S Range 8E, Township 21S Range 9E, Township
96 21S Range 14E, Township 21S Range 15E, Township 21S Range 16E, Township 22S Range
97 6E, Township 22S Range 7E, Township 22S Range 8E, Township 22S Range 9E, Township
98 22S Range 14E, Township 22S Range 15E, Township 22S Range 16E, Township 23S Range
99 6E, Township 23S Range 7E, Township 23S Range 8E, Township 23S Range 9E, Township
100 23S Range 13E, Township 23S Range 14E, Township 23S Range 15E, Township 23S Range
101 16E, Township 24S Range 6E, Township 24S Range 7E, Township 24S Range 8E, Township
102 24S Range 12E, Township 24S Range 13E, Township 24S Range 14E, Township 24S Range
103 15E, Township 24S Range 16E, Township 24S Range 17E, Township 25S Range 6E,
104 Township 25S Range 7E, Township 25S Range 8E, Township 25S Range 11E, Township 25S
105 Range 12E, Township 25S Range 13E, Township 25S Range 14E, Township 25S Range 15E,
106 Township 25S Range 16E, Township 25S Range 17E, Township 26S Range 6E, Township 26S
107 Range 7E, Township 26S Range 8E, Township 26S Range 9E, Township 26S Range 10E,
108 Township 26S Range 11E, Township 26S Range 12E, Township 26S Range 13E, Township
109 26S Range 14E, Township 26S Range 15E, Township 26S Range 16E, and Township 26S
110 Range 17E.

111 (9) "Multiple use" means proper stewardship of the subject lands pursuant to Section
112 103(c) of FLPMA, 43 U.S.C. Sec. 1702(c).

113 (10) "National conservation area" means an area designated by Congress and managed
114 by the BLM.

115 (11) "National wild and scenic river" means a watercourse:

116 (a) identified in a BLM or Forest Service planning process; or

117 (b) designated as part of the National Wild and Scenic River System.

118 (12) "National Wild and Scenic River System" means the National Wild and Scenic
119 River System established in 16 U.S.C. Sec. 1271 et seq.

120 (13) "Office" means the Public Lands Policy Coordinating Office created in Section

121 63J-4-602.

122 (14) "OHV" means off-highway vehicle as defined in Section 41-22-2.

123 (15) "Proposed congressional land use legislation" means a draft or a working
124 document of congressional legislation prepared by a person that includes a federal land use
125 designation.

126 (16) "RARE II" means the second United States Forest Service Roadless Area Review
127 and Evaluation report of 1984.

128 (17) "R.S. 2477 right-of-way" means a right-of-way established in accordance with 43
129 U.S.C. Sec. 932 repealed by FLPMA 1976.

130 (18) "San Juan County Energy Zone" means BLM and Forest Service lands situated in
131 the following townships in San Juan County, as more fully illustrated in the map prepared by
132 the San Juan County GIS department in December 2014 entitled "San Juan County Energy
133 Zone": Township 26S Range 21E, Township 26S Range 22E, Township 26S Range 23E,
134 Township 26S Range 24E, Township 26S Range 25E, Township 26S Range 26E, Township
135 27S Range 21E, Township 27S Range 22E, Township 27S Range 23E, Township 27S Range
136 24E, Township 27S Range 25E, Township 27S Range 26E, Township 28S Range 21E,
137 Township 28S Range 22E, Township 28S Range 23E, Township 28S Range 24E, Township
138 28S Range 25E, Township 28S Range 26E, Township 29S Range 21E, Township 29S Range
139 22E, Township 29S Range 23E, Township 29S Range 24E, Township 29S Range 25E,
140 Township 29S Range 26E, Township 30S Range 21E, Township 30S Range 22E, Township
141 30S Range 23E, Township 30S Range 24E, Township 30S Range 25E, Township 30S Range
142 26E, Township 31S Range 22E, Township 31S Range 23E, Township 31S Range 24E,
143 Township 31S Range 25E, Township 31S Range 26E, Township 32S Range 20E, Township
144 32S Range 21E, Township 32S Range 22E, Township 32S Range 23E, Township 32S Range
145 24E, Township 32S Range 25E, Township 32S Range 26E, Township 33S Range 19E,
146 Township 33S Range 20E, Township 33S Range 21E, Township 33S Range 22E, Township
147 33S Range 23E, Township 33S Range 24E, Township 33S Range 25E, Township 33S Range
148 26E, Township 34S Range 19E, Township 34S Range 20E, Township 34S Range 21E,
149 Township 34S Range 22E, Township 34S Range 23E, Township 34S Range 24E, Township
150 34S Range 25E, Township 34S Range 26E, Township 35S Range 14E, Township 35S Range
151 15E, Township 35S Range 16E, Township 35S Range 17E, Township 35S Range 18E,

152 Township 35S Range 19E, Township 35S Range 20E, Township 35S Range 21E, Township
153 35S Range 22E, Township 35S Range 23E, Township 35S Range 24E, Township 35S Range
154 25E, Township 35S Range 26E, Township 36S Range 14E, Township 36S Range 15E,
155 Township 36S Range 16E, Township 36S Range 17E, Township 36S Range 18E, Township
156 36S Range 19E, Township 36S Range 21E, Township 36S Range 22E, Township 36S Range
157 23E, Township 36S Range 24E, Township 36S Range 25E, Township 36S Range 26E,
158 Township 37S Range 14E, Township 37S Range 15E, Township 37S Range 16E, Township
159 37S Range 17E, Township 37S Range 21E, Township 37S Range 22E, Township 37S Range
160 23E, Township 37S Range 24E, Township 37S Range 25E, Township 37S Range 26E,
161 Township 38S Range 12E, Township 38S Range 21E, Township 38S Range 22E, Township
162 38S Range 23E, Township 38S Range 24E, Township 38S Range 25E, Township 38S Range
163 26E, Township 39S Range 12E, Township 39S Range 13E, Township 39S Range 15E,
164 Township 39S Range 21E, Township 39S Range 22E, Township 39S Range 23E, Township
165 39S Range 24E, Township 39S Range 25E, Township 39S Range 26E, Township 40S Range
166 14E, Township 40S Range 15E, Township 40S Range 16E, Township 40S Range 19E,
167 Township 40S Range 20E, Township 40S Range 21E, Township 40S Range 22E, Township
168 40S Range 23E, Township 40S Range 24E, Township 40S Range 25E, Township 40S Range
169 26E, Township 41S Range 16E, Township 41S Range 17E, Township 41S Range 18E,
170 Township 41S Range 19E, Township 41S Range 20E, Township 41S Range 21E, Township
171 41S Range 22E, Township 41S Range 23E, Township 41S Range 24E, Township 41S Range
172 25E, Township 41S Range 26E, Township 42S Range 14E, Township 42S Range 15E,
173 Township 42S Range 16E, Township 42S Range 17E, Township 42S Range 18E, Township
174 42S Range 19E, Township 42S Range 20E, Township 42S Range 21E, Township 42S Range
175 22E, Township 42S Range 23E, Township 42S Range 24E, Township 42S Range 25E,
176 Township 42S Range 26E, Township 43S Range 14E, Township 43S Range 15E, Township
177 43S Range 16E, Township 43S Range 17E, Township 43S Range 18E, Township 43S Range
178 19E, Township 43S Range 20E, Township 43S Range 21E, Township 43S Range 22E,
179 Township 43S Range 23E, Township 43S Range 24E, Township 43S Range 25E, and
180 Township 43S Range 26E.

181 [~~(18)~~] (19) "Settlement Agreement" means the written agreement between the state and
182 the Department of the Interior in 2003 (revised in 2005) that resolved the case of State of Utah

183 v. Gale Norton, Secretary of Interior (United States District Court, D. Utah, Case No.
184 2:96cv0870).

185 ~~[(19)]~~ (20) "SITLA" means the School and Institutional Trust Lands Administration as
186 created in Section 53C-1-201.

187 ~~[(20)]~~ (21) (a) "Subject lands" means the following non-WSA BLM lands:
188 (i) in Beaver County:

189 (A) Mountain Home Range South, Jackson Wash, The Toad, North Wah Wah
190 Mountains, Central Wah Wah Mountains, and San Francisco Mountains according to the
191 region map entitled "Great Basin Central" linked in the webpage entitled "Citizen's Proposal
192 for Wilderness in Utah" at <http://www.protectwildutah.org/proposal/index.html> as the webpage
193 existed on February 17, 2011; and

194 (B) White Rock Range, South Wah Wah Mountains, and Granite Peak according to the
195 region map entitled "Great Basin South" linked in the webpage entitled "Citizen's Proposal for
196 Wilderness in Utah" at <http://www.protectwildutah.org/proposal/index.html> as the webpage
197 existed on February 17, 2011;

198 (ii) in Box Elder County: Little Goose Creek, Grouse Creek Mountains North, Grouse
199 Creek Mountains South, Bald Eagle Mountain, Central Pilot Range, Pilot Peak, Crater Island
200 West, Crater Island East, Newfoundland Mountains, and Grassy Mountains North according to
201 the region map entitled "Great Basin North" linked in the webpage entitled "Citizen's Proposal
202 for Wilderness in Utah" at <http://www.protectwildutah.org/proposal/index.html> as the webpage
203 existed on February 17, 2011;

204 (iii) in Carbon County: Desbrough Canyon and Turtle Canyon according to the region
205 map entitled "Book Cliffs" linked in the webpage entitled "Citizen's Proposal for Wilderness in
206 Utah" at <http://www.protectwildutah.org/proposal/index.html> as the webpage existed on
207 February 17, 2011;

208 (iv) in Daggett County: Goslin Mountain, Home Mountain, Red Creek Badlands,
209 O-wi-yu-kuts, Lower Flaming Gorge, Crouse Canyon, and Diamond Breaks according to the
210 region map entitled "Dinosaur" linked in the webpage entitled "Citizen's Proposal for
211 Wilderness in Utah" at <http://www.protectwildutah.org/proposal/index.html> as the webpage
212 existed on February 17, 2011;

213 (v) in Duchesne County: Desbrough Canyon according to the region map entitled

214 "Book Cliffs" linked in the webpage entitled "Citizen's Proposal for Wilderness in Utah" at
215 <http://www.protectwildutah.org/proposal/index.html> as the webpage existed on February 17,
216 2011;

217 (vi) in Emery County:

218 (A) San Rafael River and Sweetwater Reef, according to the region map entitled
219 "Canyonlands Basin" linked in the webpage entitled "Citizen's Proposal for Wilderness in
220 Utah" at <http://www.protectwildutah.org/proposal/index.html> as the webpage existed on
221 February 17, 2011;

222 (B) Flat Tops according to the region map entitled "Glen Canyon," which is available
223 by clicking the link entitled "Dirty Devil" at the webpage entitled "Citizen's Proposal for
224 Wilderness in Utah" at <http://www.protectwildutah.org/proposal/index.html> as the webpage
225 existed on February 17, 2011; and

226 (C) Price River, Lost Spring Wash, Eagle Canyon, Upper Muddy Creek, Molen Reef,
227 Rock Canyon, Mussentuchit Badland, and Muddy Creek, according to the region map entitled
228 "San Rafael Swell" linked at the webpage entitled "Citizen's Proposal for Wilderness in Utah"
229 at <http://www.protectwildutah.org/proposal/index.html> as the webpage existed on February 17,
230 2011;

231 (vii) in Garfield County:

232 (A) Pole Canyon, according to the region map entitled "Great Basin South" linked in
233 the webpage entitled "Citizen's Proposal for Wilderness in Utah" at
234 <http://www.protectwildutah.org/proposal/index.html> as the webpage existed on February 17,
235 2011;

236 (B) Dirty Devil, Fiddler Butte, Little Rockies, Cane Spring Desert, and Cane Spring
237 Desert Adjacents, according to the region map entitled "Glen Canyon," which is available by
238 clicking the link entitled "Dirty Devil" at the webpage entitled "Citizen's Proposal for
239 Wilderness in Utah" at <http://www.protectwildutah.org/proposal/index.html> as the webpage
240 existed on February 17, 2011;

241 (C) Lampstand, Wide Hollow, Steep Creek, Brinkerhof Flats, Little Valley Canyon,
242 Death Hollow, Studhorse Peaks, Box Canyon, Heaps Canyon, North Escalante Canyon, Colt
243 Mesa, East of Bryce, Slopes of Canaan Peak, Horse Spring Canyon, Muley Twist Flank,
244 Pioneer Mesa, Slopes of Bryce, Blue Hills, Mud Springs Canyon, Carcass Canyon, Willis

245 Creek North, Kodachrome Basin, and Kodachrome Headlands, according to the region map
246 entitled "Grand Staircase Escalante" linked at the webpage entitled "Citizen's Proposal for
247 Wilderness in Utah" at <http://www.protectwildutah.org/proposal/index.html> as the webpage
248 existed on February 17, 2011; and

249 (D) Notom Bench, Mount Ellen, Bull Mountain, Dogwater Creek, Ragged Mountain,
250 Mount Pennell, Mount Hillers, Bullfrog Creek, and Long Canyon, according to the region map
251 entitled "Henry Mountains" linked at the webpage entitled "Citizen's Proposal for Wilderness
252 in Utah" at <http://www.protectwildutah.org/proposal/index.html> as the webpage existed on
253 February 17, 2011;

254 (viii) in Iron County: Needle Mountains, Steamboat Mountain, Broken Ridge, Paradise
255 Mountains, Crook Canyon, Hamlin, North Peaks, Mount Escalante, and Antelope Ridge,
256 according to the region map entitled "Great Basin South" linked in the webpage entitled
257 "Citizen's Proposal for Wilderness in Utah" at
258 <http://www.protectwildutah.org/proposal/index.html> as the webpage existed on February 17,
259 2011;

260 (ix) in Juab County: Deep Creek Mountains, Essex Canyon, Kern Mountains, Wild
261 Horse Pass, Disappointment Hills, Granite Mountain, Middle Mountains, Tule Valley, Fish
262 Springs Ridge, Thomas Range, Drum Mountains, Dugway Mountains, Keg Mountains West,
263 Keg Mountains East, Lion Peak, and Rockwell Little Sahara, according to the region map
264 entitled "Great Basin Central" linked in the webpage entitled "Citizen's Proposal for
265 Wilderness in Utah" at <http://www.protectwildutah.org/proposal/index.html> as the webpage
266 existed on February 17, 2011;

267 (x) in Kane County:

268 (A) Willis Creek North, Willis Creek, Kodachrome Badlands, Mud Springs Canyon,
269 Carcass Canyon, Scorpion, Bryce Boot, Paria-Hackberry Canyons, Fiftymile Canyon,
270 Hurricane Wash, Upper Kanab Creek, Timber Mountain, Nephi Point, Paradise Canyon,
271 Wahweap Burning Hills, Fiftymile Bench, Forty Mile Gulch, Sooner Bench 1, 2, & 3, Rock
272 Cove, Warm Bench, Andalex Not, Vermillion Cliffs, Ladder Canyon, The Cockscomb, Nipple
273 Bench, Moquith Mountain, Bunting Point, Glass Eye Canyon, and Pine Hollow, according to
274 the region map entitled "Grand Staircase Escalante" linked at the webpage entitled "Citizen's
275 Proposal for Wilderness in Utah" at <http://www.protectwildutah.org/proposal/index.html> as the

276 webpage existed on February 17, 2011; and

277 (B) Orderville Canyon, Jolley Gulch, and Parunuweap Canyon, according to the region
278 map entitled "Zion/Mohave" linked at the webpage entitled "Citizen's Proposal for Wilderness
279 in Utah" at <http://www.protectwildutah.org/proposal/index.html> as the webpage existed on
280 February 17, 2011;

281 (xi) in Millard County: Kern Mountains, Wild Horse Pass, Disappointment Hills,
282 Granite Mountain, Middle Mountains, Tule Valley, Swasey Mountain, Little Drum Mountains
283 North, Little Drum Mountains South, Drum Mountains, Snake Valley, Coyote Knoll, Howell
284 Peak, Tule Valley South, Ledger Canyon, Chalk Knolls, Orr Ridge, Notch View, Bullgrass
285 Knoll, Notch Peak, Barn Hills, Cricket Mountains, Burbank Pass, Middle Burbank Hills, King
286 Top, Barn Hills, Red Tops, Middle Burbank Hills, Juniper, Painted Rock Mountain, Black
287 Hills, Tunnel Springs, Red Canyon, Sand Ridge, Little Sage Valley, Cat Canyon, Headlight
288 Mountain, Black Hills, Mountain Range Home North, Tweedy Wash, North Wah Wah
289 Mountains, Jackson Wash, and San Francisco Mountains, according to the region map entitled
290 "Great Basin Central" linked in the webpage entitled "Citizen's Proposal for Wilderness in
291 Utah" at <http://www.protectwildutah.org/proposal/index.html> as the webpage existed on
292 February 17, 2011;

293 (xii) in Piute County: Kingston Ridge, Rocky Ford, and Phonolite Hill, according to
294 the region map entitled "Great Basin South" linked in the webpage entitled "Citizen's Proposal
295 for Wilderness in Utah" at <http://www.protectwildutah.org/proposal/index.html> as the webpage
296 existed on February 17, 2011;

297 (xiii) in San Juan County:

298 (A) Horseshoe Point, Deadhorse Cliffs, Gooseneck, Demon's Playground, Hatch
299 Canyon, Lockhart Basin, Indian Creek, Hart's Point, Butler Wash, Bridger Jack Mesa, and Shay
300 Mountain, according to the region map entitled "Canyonlands Basin" linked in the webpage
301 entitled "Citizen's Proposal for Wilderness in Utah" at
302 <http://www.protectwildutah.org/proposal/index.html> as the webpage existed on February 17,
303 2011;

304 (B) Dark Canyon, Copper Point, Fortknocker Canyon, White Canyon, The Needle, Red
305 Rock Plateau, Upper Red Canyon, and Tuwa Canyon, according to the region map entitled
306 "Glen Canyon," which is available by clicking the link entitled "Dirty Devil" at the webpage

307 entitled "Citizen's Proposal for Wilderness in Utah" at
308 <http://www.protectwildutah.org/proposal/index.html> as the webpage existed on February 17,
309 2011;

310 (C) Hunters Canyon, Behind the Rocks, Mill Creek, and Coyote Wash, according to
311 the region map entitled "Moab/La Sal" linked at the webpage entitled "Citizen's Proposal for
312 Wilderness in Utah" at <http://www.protectwildutah.org/proposal/index.html> as the webpage
313 existed on February 17, 2011; and

314 (D) Hammond Canyon, Allen Canyon, Mancos Jim Butte, Arch Canyon, Monument
315 Canyon, Tin Cup Mesa, Cross Canyon, Nokai Dome, Grand Gulch, Fish and Owl Creek
316 Canyons, Comb Ridge, Road Canyon, The Tabernacle, Lime Creek, San Juan River, and
317 Valley of the Gods, according to the region map entitled "San Juan" linked at the webpage
318 entitled "Citizen's Proposal for Wilderness in Utah" at
319 <http://www.protectwildutah.org/proposal/index.html> as the webpage existed on February 17,
320 2011;

321 (xiv) in Sevier County: Rock Canyon, Mussentuchit Badland, Limestone Cliffs, and
322 Jones' Bench, according to the region map entitled "San Rafael Swell" linked at the webpage
323 entitled "Citizen's Proposal for Wilderness in Utah" at
324 <http://www.protectwildutah.org/proposal/index.html> as the webpage existed on February 17,
325 2011;

326 (xv) in Tooele County:

327 (A) Silver Island Mountains, Crater Island East, Grassy Mountains North, Grassy
328 Mountains South, Stansbury Island, Cedar Mountains North, Cedar Mountains Central, Cedar
329 Mountains South, North Stansbury Mountains, Oquirrh Mountains, and Big Hollow, according
330 to the region map entitled "Great Basin North" linked in the webpage entitled "Citizen's
331 Proposal for Wilderness in Utah" at <http://www.protectwildutah.org/proposal/index.html> as the
332 webpage existed on February 17, 2011, excluding the areas that Congress designated as
333 wilderness under the National Defense Authorization Act for Fiscal Year 2006; and

334 (B) Ochre Mountain, Deep Creek Mountains, Dugway Mountains, Indian Peaks, and
335 Lion Peak, according to the region map entitled "Great Basin Central" linked in the webpage
336 entitled "Citizen's Proposal for Wilderness in Utah" at
337 <http://www.protectwildutah.org/proposal/index.html> as the webpage existed on February 17,

338 2011;

339 (xvi) in Uintah County:

340 (A) White River, Lower Bitter Creek, Sunday School Canyon, Dragon Canyon, Wolf
341 Point, Winter Ridge, Seep Canyon, Bitter Creek, Hideout Canyon, Sweetwater Canyon, and
342 Hell's Hole, according to the region map entitled "Book Cliffs" linked in the webpage entitled
343 "Citizen's Proposal for Wilderness in Utah" at
344 <http://www.protectwildutah.org/proposal/index.html> as the webpage existed on February 17,
345 2011; and

346 (B) Lower Flaming Gorge, Crouse Canyon Stone Bridge Draw, Diamond Mountain,
347 Wild Mountain, Split Mountain Benches, Vivas Cake Hill, Split Mountain Benches South,
348 Beach Draw, Stuntz Draw, Moonshine Draw, Bourdette Draw, and Bull Canyon, according to
349 the region map entitled "Dinosaur" linked in the webpage entitled "Citizen's Proposal for
350 Wilderness in Utah" at <http://www.protectwildutah.org/proposal/index.html> as the webpage
351 existed on February 17, 2011;

352 (xvii) in Washington County: Cougar Canyon, Docs Pass, Slaughter Creek, Butcher
353 Knife Canyon, Square Top, Scarecrow Creek, Beaver Dam Wash, Beaver Dam Mountains
354 North, Beaver Dam Mountains South, Joshua Tree, Beaver Dam Wilderness Expansion, Red
355 Mountain, Cottonwood Canyon, Taylor Canyon, LaVerkin Creek, Beartrap Canyon, Deep
356 Creek, Black Ridge, Red Butte, Kolob Creek, Goose Creek, Dry Creek, Zion National Park
357 Adjacents, Crater Hill, The Watchman, and Canaan Mountain, according to the region map
358 entitled "Zion/Mohave" linked at the webpage entitled "Citizen's Proposal for Wilderness in
359 Utah" at <http://www.protectwildutah.org/proposal/index.html> as the webpage existed on
360 February 17, 2011, excluding the areas that Congress designated as wilderness and
361 conservation areas under the Omnibus Public Lands Management Act of 2009; and

362 (xviii) in Wayne County:

363 (A) Sweetwater Reef, Upper Horseshoe Canyon, and Labyrinth Canyon, according to
364 the region map entitled "Canyonlands Basin" linked in the webpage entitled "Citizen's Proposal
365 for Wilderness in Utah" at <http://www.protectwildutah.org/proposal/index.html> as the webpage
366 existed on February 17, 2011;

367 (B) Flat Tops and Dirty Devil, according to the region map entitled "Glen Canyon,"
368 which is available by clicking the link entitled "Dirty Devil" at the webpage entitled "Citizen's

369 Proposal for Wilderness in Utah" at <http://www.protectwildutah.org/proposal/index.html> as the
370 webpage existed on February 17, 2011;

371 (C) Fremont Gorge, Pleasant Creek Bench, Notom Bench, Mount Ellen, and Bull
372 Mountain, according to the region map entitled "Henry Mountains" linked at the webpage
373 entitled "Citizen's Proposal for Wilderness in Utah" at
374 <http://www.protectwildutah.org/proposal/index.html> as the webpage existed on February 17,
375 2011; and

376 (D) Capital Reef Adjacents, Muddy Creek, Wild Horse Mesa, North Blue Flats, Red
377 Desert, and Factory Butte, according to the region map entitled "San Rafael Swell" linked at
378 the webpage entitled "Citizen's Proposal for Wilderness in Utah" at
379 <http://www.protectwildutah.org/proposal/index.html> as the webpage existed on February 17,
380 2011.

381 (b) "Subject lands" also includes all BLM and Forest Service lands in the state that are
382 not Wilderness Area or Wilderness Study Areas;

383 (c) "Subject lands" does not include the following lands that are the subject of
384 consideration for a possible federal lands bill and should be managed according to the 2008
385 Price BLM Field Office Resource Management Plan until a federal lands bill provides
386 otherwise:

387 (i) Turtle Canyon and Desolation Canyon according to the region map entitled "Book
388 Cliffs" linked in the webpage entitled "Citizen's Proposal for Wilderness in Utah" at
389 <http://protectwildutah.org/proposal/index.html> as the webpage existed on February 17, 2011;

390 (ii) Labyrinth Canyon, Duma Point, and Horseshoe Point, according to the region map
391 entitled "Canyonlands Basin" linked in the webpage entitled "Citizen's Proposal for Wilderness
392 in Utah" at <http://protectwildutah.org/proposal/index.html> as the webpage existed on February
393 17, 2011; and

394 (iii) Devil's Canyon, Sid's Mountain, Mexican Mountain, San Rafael Reef, Hondu
395 Country, Cedar Mountain, and Wild Horse, according to the region map entitled "San Rafael
396 Swell" linked at the webpage entitled "Citizen's Proposal for Wilderness in Utah" at
397 <http://protectwildutah.org/proposal/index.html> as the webpage existed on February 17, 2011.

398 ~~[(21)]~~ (22) "Uintah Basin Energy Zone" means BLM and Forest Service lands situated
399 in the following townships in Daggett, Duchesne, and Uintah counties, as more fully illustrated

400 in the map prepared by the Uintah County GIS Department in February 2012 entitled "Uintah
401 Basin Utah Energy Zone":

402 (a) in Daggett County, Township 3N Range 17 E, Township 3N Range 18E, Township
403 3N Range 19E, Township 3N Range 20E, Township 3N Range 22E, Township 3N Range 23E,
404 Township 3N Range 24E, Township 3N Range 25E, Township 2N Range 17E, Township 2N
405 Range 18E, Township 2N Range 19E, Township 2N Range 20E, Township 2N Range 21E, and
406 Township 2S Range 25E;

407 (b) in Duchesne County, Township 3N Range 4W, Township 3N Range 3W, Township
408 3N Range 2W, Township 3N Range 1W, Township 2N Range 6W, Township 2N Range 5W,
409 Township 2N Range 4W, Township 2N Range 3W, Township 2N Range 1W, Township 1N
410 Range 9W, Township 1N Range 8W, Township 1N Range 7W, Township 1N Range 6W,
411 Township 1S Range 9W, Township 1S Range 8W, Township 4S Range 9W, Township 4S
412 Range 3W, Township 4S Range 2W, Township 4S Range 1W, Township 8S Range 15E,
413 Township 8S Range 16E, Township 8S Range 17E, Township 5S Range 9W, Township 5S
414 Range 3W, Township 9S Range 15E, Township 9S Range 16E, Township 9S Range 17E,
415 Township 6S Range 9W, Township 6S Range 8W, Township 6S Range 7W, Township 6S
416 Range 6W, Township 6S Range 5W, Township 6S Range 3W, Township 10S Range 15E,
417 Township 10S Range 16E, Township 10S Range 17E, Township 7S Range 9W, Township 7S
418 Range 8W, Township 7S Range 7W, Township 7S Range 6W, Township 7S Range 5W,
419 Township 7S Range 4W, Township 10S Range 11E, Township 10S Range 12E, Township 10S
420 Range 13E, Township 10S Range 14E, Township 10S Range 15E, Township 10S Range 16E,
421 Township 10S Range 17E, Township 11S Range 10E, Township 11S Range 11E, Township
422 11S Range 12E, Township 11S Range 13E, Township 11S Range 14E, Township 11S Range
423 15E, Township 11S Range 16E, and Township 11S Range 17E; and

424 (c) in Uintah County: Township 2S Range 18E, Township 2S Range 19E, Township
425 2S Range 20E, Township 2S Range 21E, Township 2S Range 22E, Township 2S Range 23E,
426 Township 2S Range 24E, Township 2N Range 1W, Township 2N Range 1E, Township 2N
427 Range 2E, Township 3S Range 18E, Township 3S Range 19E, Township 3S Range 20E,
428 Township 3S Range 21E, Township 3S Range 22E, Township 3S Range 23E, Township 3S
429 Range 24E, Township 4S Range 19E, Township 4S Range 20E, Township 4S Range 21E,
430 Township 4S Range 22E, Township 4S Range 23E, Township 4S Range 24E, Township 4S

431 Range 25E, Township 5S Range 19E, Township 5S Range 20E, Township 5S Range 21E,
 432 Township 5S Range 22E, Township 5S Range 23E, Township 5S Range 24E, Township 5S
 433 Range 25E, Township 6S Range 19E, Township 6S Range 20E, Township 6S Range 21E,
 434 Township 6S Range 22E, Township 6S Range 23E, Township 6S Range 24E, Township 6S
 435 Range 25E, Township 7S Range 19E, Township 7S Range 20E, Township 7S Range 21E,
 436 Township 7S Range 22E, Township 7S Range 23E, Township 7S Range 24E, Township 7S
 437 Range 25E, Township 8S Range 17E, Township 8S Range 18E, Township 8S Range 19E,
 438 Township 8S Range 20E, Township 8S Range 21E, Township 8S Range 22E, Township 8S
 439 Range 23E, Township 8S Range 24E, Township 8S Range 25E, Township 9S Range 17E,
 440 Township 9S Range 18E, Township 9S Range 19E, Township 9S Range 20E, Township 9S
 441 Range 21E, Township 9S Range 22E, Township 9S Range 23E, Township 9S Range 24E,
 442 Township 9S Range 25E, Township 10S Range 17E, Township 10S Range 18E, Township 10S
 443 Range 19E, Township 10S Range 20E, Township 10S Range 21E, Township 10S Range 22E,
 444 Township 10S Range 23E, Township 10S Range 24E, Township 10S Range 25E, Township
 445 11S Range 17E, Township 11S Range 18E, Township 11S Range 19E, Township 11S Range
 446 20E, Township 11S Range 21E, Township 11S Range 22E, Township 11S Range 23E,
 447 Township 11S Range 24E, Township 11S Range 25E, Township 12S Range 20E, Township
 448 12S Range 21E, Township 12S Range 22E, Township 12S Range 23E, Township 12S Range
 449 24E, Township 12S Range 25E, Township 13S Range 20E, Township 13S Range 21E,
 450 Township 13S Range 22E, Township 13S Range 23E, Township 13S Range 24E, Township
 451 13S Range 25E, Township 13S Range 26 E, Township 14S Range 21E, Township 14S Range
 452 22E, Township 14S Range 23E, Township 14S Range 24E, Township 14S Range 25E, and
 453 Township 14S Range 26E.

454 ~~[(22)]~~ (23) "Wilderness" ~~[is as]~~ means the same as that term is defined in 16 U.S.C.
 455 Sec. 1131.

456 ~~[(23)]~~ (24) "Wilderness area" means those BLM and Forest Service lands added to the
 457 National Wilderness Preservation System by an act of Congress.

458 ~~[(24)]~~ (25) "Wilderness Preservation System" means the Wilderness Preservation
 459 System established in 16 U.S.C. Sec. 1131 et seq.

460 ~~[(25)]~~ (26) "WSA" and "Wilderness Study Area" mean the BLM lands in Utah that
 461 were identified as having the necessary wilderness character and were classified as wilderness

462 study areas during the BLM wilderness review conducted between 1976 and 1993 by authority
463 of 43 U.S.C. Sec. 1782 and labeled as Wilderness Study Areas within the final report of the
464 President of the United States to the United States Congress in 1993.

465 Section 2. Section **63J-8-105** is amended to read:

466 **63J-8-105. Maps available for public review.**

467 A printed copy of the maps referenced in Subsections **63J-8-102**(8), ~~[(20)]~~ (18), ~~[and]~~
468 (21), and (22) shall be available for inspection by the public at the offices of the Utah
469 Association of Counties.

470 Section 3. Section **63J-8-105.2** is enacted to read:

471 **63J-8-105.2. San Juan County Energy Zone established -- Finding -- Management**
472 **and land use priorities.**

473 (1) There is established the San Juan County Energy Zone in San Juan County for the
474 purpose of maximizing efficient and responsible development of energy and mineral resources.

475 (2) The land area and boundaries of the San Juan County Energy Zone are described in
476 Subsection **63J-8-102**(18) and illustrated on the map described in Section **63J-8-105.**

477 (3) The state finds that:

478 (a) the lands comprising the San Juan County Energy Zone contain abundant
479 world-class deposits of energy and mineral resources, including oil, natural gas, potash,
480 uranium, vanadium, limestone, copper, sand, gravel, wind, and solar; and

481 (b) the highest management priority is the responsible management, development, and
482 extraction of existing energy and mineral resources in order to provide long-term domestic
483 energy and supplies for the state and the United States.

484 (4) The state supports:

485 (a) efficient and responsible full development of all existing energy and mineral
486 resources located within the San Juan County Energy Zone, including oil, natural gas, potash,
487 uranium, vanadium, limestone, copper, sand, gravel, wind, and solar; and

488 (b) a cooperative management approach by federal agencies, the state, and local
489 governments to achieve broadly supported management plans for the full development of all
490 energy and mineral resources within the San Juan County Energy Zone.

491 (5) The state requests that the federal agencies that administer lands within the San
492 Juan County Energy Zone:

493 (a) fully cooperate and coordinate with the state and with San Juan County to develop,
494 amend, and implement land and resource management plans and to implement management
495 decisions that are consistent with the purposes, goals, and policies described in this section to
496 the maximum extent allowed under federal law;

497 (b) expedite the processing, granting, and streamlining of mineral and energy leases
498 and applications to drill, extract, and otherwise develop all existing energy and mineral
499 resources located within the San Juan County Energy Zone, including oil, natural gas, potash,
500 uranium, vanadium, copper, sand, gravel, wind, and solar resources;

501 (c) allow continued maintenance and increased development of roads, power lines,
502 pipeline infrastructure, and other utilities necessary to achieve the goals, purposes, and policies
503 described in this section;

504 (d) refrain from any planning decisions and management actions that will undermine,
505 restrict, or diminish the goals, purposes, and policies for the San Juan County Energy Zone as
506 stated in this section; and

507 (e) refrain from implementing a policy that is contrary to the goals and purposes within
508 this section.

509 (6) The state calls upon Congress to establish an intergovernmental standing
510 commission, with membership consisting of representatives from the United States
511 government, the state, and local governments, to guide and control planning and management
512 actions in the San Juan County Energy Zone in order to achieve and maintain the goals,
513 purposes, and policies described in this section.

514 (7) Notwithstanding the provisions of this section, the state's grazing and livestock
515 policies and plans on land within the San Juan County Energy Zone shall continue to be
516 governed by Sections [63J-4-401](#) and [63J-8-104](#).

517 Section 4. Section **63J-8-105.5** is amended to read:

518 **63J-8-105.5. Uintah Basin Energy Zone established -- Findings -- Management**
519 **and land use priorities.**

520 (1) There is established the Uintah Basin Energy Zone in Daggett, Uintah, and
521 Duchesne Counties for the purpose of maximizing efficient and responsible development of
522 energy and mineral resources.

523 (2) The land area and boundaries of the Uintah Basin Energy Zone are described in

524 Subsection ~~63J-8-102(21)~~(22) and illustrated on the map described in Section 63J-8-105.

525 (3) The state finds that:

526 (a) the lands comprising the Uintah Basin Energy Zone contain abundant, world-class
527 deposits of energy and mineral resources, including oil, natural gas, oil shale, oil sands,
528 gilsonite, coal, phosphate, gold, uranium, and copper, as well as areas with high wind and solar
529 energy potential; and

530 (b) the highest management priority for all lands within the Uintah Basin Energy Zone
531 is responsible management and development of existing energy and mineral resources in order
532 to provide long-term domestic energy and supplies for Utah and the United States.

533 (4) The state supports:

534 (a) efficient and responsible full development of all existing energy and mineral
535 resources located within the Uintah Basin Energy Zone, including oil, oil shale, natural gas, oil
536 sands, gilsonite, phosphate, gold, uranium, copper, solar, and wind resources; and

537 (b) a cooperative management approach among federal agencies, state, and local
538 governments to achieve broadly supported management plans for the full development of all
539 energy and mineral resources within the Uintah Basin Energy Zone.

540 (5) The state calls upon the federal agencies who administer lands within the Uintah
541 Basin Energy Zone to:

542 (a) fully cooperate and coordinate with the state and with Daggett, Uintah, and
543 Duchesne Counties to develop, amend, and implement land and resource management plans
544 and to implement management decisions that are consistent with the purposes, goals, and
545 policies described in this section to the maximum extent allowed under federal law;

546 (b) expedite the processing, granting, and streamlining of mineral and energy leases
547 and applications to drill, extract, and otherwise develop all existing energy and mineral
548 resources located within the Uintah Basin Energy Zone, including oil, natural gas, oil shale, oil
549 sands, gilsonite, phosphate, gold, uranium, copper, solar, and wind resources;

550 (c) allow continued maintenance and increased development of roads, power lines,
551 pipeline infrastructure, and other utilities necessary to achieve the goals, purposes, and policies
552 described in this section;

553 (d) refrain from any planning decisions and management actions that will undermine,
554 restrict, or diminish the goals, purposes, and policies for the Uintah Basin Energy Zone as

555 stated in this section; and

556 (e) refrain from implementing a policy that is contrary to the goals and purposes
557 described within this section.

558 (6) The state calls upon Congress to establish an intergovernmental standing
559 commission among federal, state, and local governments to guide and control planning
560 decisions and management actions in the Uintah Basin Energy Zone in order to achieve and
561 maintain the goals, purposes, and policies described in this section.

562 (7) Notwithstanding the provisions of this section, the state's grazing and livestock
563 policies and plans on land within the Uintah Basin Energy Zone shall continue to be governed
564 by Sections 63J-4-401 and 63J-8-104.

565 Section 5. **Effective date.**

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

Legislative Review Note
as of 2-23-15 4:31 PM

Office of Legislative Research and General Counsel