

Representative Mike Winder proposes the following substitute bill:

JORDAN RIVER RECREATION AREA

2018 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Mike Winder

Senate Sponsor: Evan J. Vickers

Cosponsors:	Sandra Hollins	Val K. Potter
Cheryl K. Acton	Gregory H. Hughes	Marie H. Poulson
Carl R. Albrecht	Eric K. Hutchings	Susan Pulsipher
Patrice M. Arent	Ken Ivory	Paul Ray
Stewart E. Barlow	Michael S. Kennedy	Edward H. Redd
Joel K. Briscoe	Brian S. King	Angela Romero
Rebecca Chavez-Houck	John Knotwell	Douglas V. Sagers
Kay J. Christofferson	Karen Kwan	Scott D. Sandall
Kim F. Coleman	Bradley G. Last	Mike Schultz
Brad M. Daw	A. Cory Maloy	V. Lowry Snow
Susan Duckworth	Daniel McCay	Keven J. Stratton
James A. Dunnigan	Michael K. McKell	Raymond P. Ward
Rebecca P. Edwards	Carol Spackman Moss	Christine F. Watkins
Steve Eliason	Merrill F. Nelson	R. Curt Webb
Justin L. Fawson	Michael E. Noel	Elizabeth Weight
Gage Froerer	Derrin R. Owens	John R. Westwood
Francis D. Gibson	Lee B. Perry	Mark A. Wheatley
Keith Grover	Jeremy A. Peterson	Logan Wilde
Craig Hall	Val L. Peterson	Brad R. Wilson
Stephen G. Handy	Dixon M. Pitcher	



LONG TITLE**General Description:**

This bill deals with an area along the Jordan River.

Highlighted Provisions:

This bill:

- defines terms; and
- authorizes the Division of Forestry, Fire, and State Lands, in consultation with the

Jordan River Commission and other entities, to expend money as appropriations

allow on projects around the Jordan River under certain conditions.

Money Appropriated in this Bill:

This bill appropriates in fiscal year 2019:

▸ to the Department of Natural Resources -- Division of Forestry, Fire, and State
Lands -- ~~§~~→ **[Operation and] Project** ←~~§~~ Management:

- from the General Fund, one-time, \$500,000; and

▸ to the Department of Natural Resources -- Division of Forestry, Fire, and State
Lands -- ~~§~~→ **[Operation and] Project** ←~~§~~ Management:

- from the General Fund, ongoing, \$500,000.

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

65A-2-8, Utah Code Annotated 1953

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

Section 1. Section **65A-2-8** is enacted to read:

65A-2-8. Jordan River improvement projects.

(1) As used in this section:

(a) "Commission" means the Jordan River Commission created by interlocal
agreement.

(b) "Zone" means the Jordan River Recreation Area, the area 250 yards on each side of

the Jordan River from the edge of the river between SR-201 and 4430 South.

(2) The division, subject to applicable federal, state, and local laws and ordinances and Subsections (3) and (4), may:

(a) expend money for the following purposes:

(i) enhancing safety, recreation, and conservation in the zone;

(ii) capital improvements within the zone, including:

(A) lighting along the Jordan River and within the zone;

(B) completing construction of a paved pathway on both sides of the Jordan River within the zone;

(C) building a boat launch, picnic pavilion, bench, restroom, or other amenity within the zone; and

(D) supporting an aviary, nature area, bike or boat rental concessionaire, or other partnerships to enhance recreation in the zone;

(iii) funding programs to clean the zone, remove invasive species, and restore riparian habitat;

(iv) hiring or contracting for personnel to perform tasks as directed by the commission;

(v) partnering or contracting with urban ranger or similar service-oriented organizations or programs:

(A) to provide trail maintenance, emergency care, and environmental education for the area 250 yards on each side of the Jordan River from the edge of the river for the entire length of the river; and

(B) to report to the appropriate public official all health, safety, or law enforcement concerns that the organization encounters, as directed by the commission; and

(vi) partnering or contracting with local law enforcement or a certified peace officer to provide patrol, security, and law enforcement for the area 250 yards on each side of the Jordan River from the edge of the river for the entire length of the river; and

(b) purchase, lease, sell, or dispose of property or an easement within the zone to achieve the goals in Subsection (2)(a).

(3) (a) Before engaging in any activity described in Subsections (2)(a)(i) through (2)(a)(iii) or Subsection (2)(b), the division shall receive the approval of:

(i) the commission;

(ii) any relevant governmental entity that owns or is responsible for the maintenance of real property within the zone, including Salt Lake County Flood Control; and

(iii) the relevant municipality within the zone.

(b) Before engaging in any activity described in Subsections (2)(a)(iv) through (2)(a)(vi), the division shall:

(i) receive the approval of the commission; and

(ii) consult with:

(A) any relevant governmental entity that owns or is responsible for the maintenance of real property within the zone; and

(B) the relevant municipality within the zone.

(4) The programs described in this section may only be implemented as appropriations from the Legislature allow.

Section 2. Appropriation.

The following sums of money are appropriated for the fiscal year beginning July 1, 2018, and ending June 30, 2019. These are additions to amounts previously appropriated for fiscal year 2019. Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, the Legislature appropriates the following sums of money from the funds or accounts indicated for the use and support of the government of the state of Utah.

ITEM 1

To the Department of Natural Resources - Division of Forestry, Fire, and State Lands

<u>From General Fund, one-time</u>	<u>\$500,000</u>
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<u>From General Fund, ongoing</u>	<u>\$500,000</u>
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Schedule of Programs:

<u>Ŝ→ [Operation and Maintenance] Project Management ←Ŝ</u>	<u>\$1,000,000</u>
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The Legislature intends that the Division of Forestry, Fire, and State Lands use up to 10% of appropriated funds on administrative functions and then spend remaining funds appropriated under this section to implement the programs described in Section 65A-2-8, with half the remaining money appropriated expended on the programs described in Subsections 65A-2-8(2)(a)(i) through (iv) and half the remaining money appropriated expended on the programs described in Subsections 65A-2-8(2)(a)(v) and (vi).