

Representative John Knotwell proposes the following substitute bill:

SENTINEL LANDSCAPE DESIGNATION

2018 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: John Knotwell

Senate Sponsor: Howard A. Stephenson

LONG TITLE

General Description:

This bill establishes the West Traverse Sentinel Landscape Act.

Highlighted Provisions:

This bill:

- ▶ creates the West Traverse Sentinel Landscape Coordinating Committee;
- ▶ provides for membership of the committee;
- ▶ describes the purpose of the committee as facilitating a buffer zone around Camp Williams in order to maintain the mission of the base;
- ▶ requires an annual report to the governor and Legislature; and
- ▶ creates the West Traverse Sentinel Landscape Fund.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

39-10-101, Utah Code Annotated 1953

39-10-102, Utah Code Annotated 1953



- 26 [39-10-103](#), Utah Code Annotated 1953
- 27 [39-10-104](#), Utah Code Annotated 1953
- 28 [39-10-105](#), Utah Code Annotated 1953

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

31 Section 1. Section [39-10-101](#) is enacted to read:

32 **CHAPTER 10. WEST TRAVERSE SENTINEL LANDSCAPE ACT**

33 **39-10-101. Title -- West Traverse Sentinel Landscape Act -- Purpose.**

34 (1) This chapter is known as "West Traverse Sentinel Landscape Act."

35 (2) The purpose of this act is to:

36 (a) identify lands adjacent to Camp Williams that are important to the nation's defense
37 mission;

38 (b) preserve and enhance the relationship between adjacent landowners and Camp
39 Williams; and

40 (c) create incentives to encourage adjacent landowners to adopt land management
41 practices consistent with Camp Williams's military mission.

42 Section 2. Section [39-10-102](#) is enacted to read:

43 **39-10-102. Area designation -- West Traverse Sentinel Landscape.**

44 (1) The compatible use buffer area surrounding Camp Williams shall be known as the
45 West Traverse Sentinel Landscape.

46 (2) Lands designated by the committee established in Section [39-10-103](#) and lands
47 acquired or encumbered through the Camp Williams Army Compatible Use Buffer (ACUB)
48 Program shall be added to the buffer area.

49 Section 3. Section [39-10-103](#) is enacted to read:

50 **39-10-103. West Traverse Sentinel Landscape Coordinating Committee.**

51 (1) There is created the West Traverse Sentinel Landscape Coordinating Committee.

52 (2) The committee shall be composed of the following members:

53 (a) the adjutant general of the Utah National Guard or another ~~senior~~ senior officer appointed
53a by the adjutant general;

54 (b) the executive director of the Department of Veterans and Military Affairs or the
55 director's designee;

57 (c) a landowner, selected by the chair, who owns property within the sentinel landscape
 58 area;

59 (d) a representative from a land conservation organization in Utah recognized as
 60 accredited under the standards and practices of the Land Trust Accreditation Commission;

61 (e) a representative from each municipality adjacent to Camp Williams, at the
 62 discretion of the municipality;

63 (f) one representative each from Salt Lake, Utah, and Tooele counties, at the discretion
 64 of the county governing body;

65 (g) a representative from a nongovernmental land management organization; and

66 (h) one member selected from a state agency that participates in land management
 67 activities.

68 (3) Committee members shall be selected and serve in accordance with this Subsection
 69 (3).

70 (a) The committee member representing Subsection (2)(c) shall be selected by the chair
 71 from a list of nominees presented by local officials.

72 (b) The committee members representing Subsections (2)(d) and (g) shall be invited to
 73 participate by the chair with the approval of a majority of the committee.

74 (c) Each incorporated municipality bordering Camp Williams shall, at its discretion no
 75 later than July 1 of each year, provide the chair with the name of the individual who will
 76 represent the municipality on the committee, as provided in Subsection (2)(e). If the
 77 municipality declines to be represented on the committee, it shall send a letter to the chair on
 78 the municipality's letterhead stating that no individual will be appointed.

79 (d) If a county, as provided in Subsection (2)(f), declines to be represented on the
 80 committee, it shall send a letter to the chair on the county's letterhead not later than July 1 of
 81 each year stating that no individual will be appointed.

82 (e) The committee chair shall request the appointment of members representing
 83 Subsection (2)(h) from:

84 (i) the governor if the request is for a member from a state agency; or

85 (ii) the mayor or governing body of a local government entity if the request is for a
 86 member from a local government agency.

86a **Ĥ→ (4) The adjutant general or his appointee shall serve as chair of the committee.**

87 **[~~4~~] (5) ←Ĥ The committee shall meet at the call of the chair, but not less than twice each**

88 calendar year.

89 Ĥ→ [(5)] (6) ←Ĥ A member may not receive compensation or benefits for the member's
 89a service but

90 may receive per diem and travel expenses in accordance with:

91 (a) Section [63A-3-106](#);

92 (b) Section [63A-3-107](#); and

93 (c) rules made by the Division of Finance pursuant to Sections [63A-3-106](#) and
 94 [63A-3-107](#).

95 Ĥ→ [(6)] (7) ←Ĥ The Utah National Guard shall provide staff support for the committee.
 96 Section 4. Section 39-10-104 is enacted to read:

97 **39-10-104. Committee responsibilities.**

98 (1) The committee shall:

99 (a) identify lands to be included in the designated sentinel landscape;

100 (b) develop strategies and recommendations to encourage landowners within the
 101 sentinel landscape to voluntarily participate in and begin or continue land uses compatible with
 102 Camp Williams's military mission; and

103 (c) publish any policies and procedures as administrative rules in accordance with Title
 104 63G, Chapter 3, Utah Administrative Rulemaking Act.

105 (2) In designating sentinel lands, the coordinating committee shall include all working
 106 or natural lands that the coordinating committee believes contribute to the long-term
 107 sustainability of the military missions conducted at Camp Williams.

108 (3) The committee shall determine the appropriate level of state resources required to
 109 adequately protect Camp Williams's military mission and may apply for grants from the LeRay
 110 McAllister Critical Lands Conservation Ĥ→ [Fund] Program ←Ĥ to aid in securing those
 110a resources.

111 (4) In determining lands to designate, the coordinating committee shall seek input
 112 from:

113 (a) the director of the Department of Defense Readiness and Environmental Protection
 114 Integration Program; and

115 (b) the director of the National Guard Bureau Army Compatible Use Buffer Program,
 116 as authorized under 10 U.S.C. Sec. 2684(a).

117 (5) The committee shall provide a written report of its activities if state funds are
 118 expended during the previous calendar year no later than July 31 annually to:

- 119 (a) the governor;
- 120 (b) the Government Operations Interim Committee; and
- 121 (c) the Executive Appropriations Committee.

122 Section 5. Section **39-10-105** is enacted to read:

123 **39-10-105. West Traverse Sentinel Landscape Fund.**

124 (1) As used in this section:

125 (a) "Committee" means the West Traverse Sentinel Landscape Coordinating
126 Committee created in Section [39-10-103](#).

127 (b) "Fund" means the West Traverse Sentinel Landscape Fund.

128 (2) There is created a restricted account within the General Fund known as the West
129 Traverse Sentinel Landscape Fund.

130 (3) The fund shall consist of:

131 (a) appropriations from the Legislature; and

132 (b) grants or donations from other public or private sources.

133 (4) The fund shall be administered by the Utah National Guard and the committee.

134 (5) The purpose of the fund shall be to provide:

135 (a) matching funds for established federal funding programs concerning sentinel
136 landscapes;

137 (b) matching funds for local and private funding programs that assist with sentinel
138 landscape designations; and

139 (c) incentives for landowners who voluntarily participate in land management practices
140 that are consistent with Camp Williams's military missions.

141 (6) The committee may make an appropriation request through the Utah National
142 Guard to the Legislature for necessary funds to carry out the committee's purpose.

143 (7) ~~It~~ **→ [Funds]** **Upon appropriation, funds ←** ~~It~~ may only be used for landscapes that
143a qualify under:

144 (a) the Army Compatible Use Buffer Program guidelines or similar regulations as a
145 federal program whose purpose is to secure landscapes that serve to buffer military
146 installations;

147 (b) Internal Revenue Code guidelines in 26 U.S.C. Sec. 170(h); or

148 (c) local municipal or county guidelines established through the committee and
149 consistent with Camp Williams's military mission.

150 (8) Funds used for projects with matching federal funding may not exceed a 25%
151 match with federal funds.