

**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

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



27 LONG TITLE

28 General Description:

29 This bill deals with an area along the Jordan River.

30 Highlighted Provisions:

31 This bill:

- 32 ▶ defines terms; and
- 33 ▶ authorizes the Division of Forestry, Fire, and State Lands, in consultation with the
- 34 Jordan River Commission and other entities, to expend money as appropriations
- 35 allow on projects around the Jordan River under certain conditions.

36 Money Appropriated in this Bill:

37 This bill appropriates in fiscal year 2019:

- 38 ▶ to the Department of Natural Resources -- Division of Forestry, Fire, and State
- 39 Lands -- Operation and Management:
  - 40 • from the General Fund, one-time, \$500,000; and
- 41 ▶ to the Department of Natural Resources -- Division of Forestry, Fire, and State
- 42 Lands -- Operation and Management:
  - 43 • from the General Fund, ongoing, \$500,000.

44 Other Special Clauses:

45 None

46 Utah Code Sections Affected:

47 ENACTS:

48 **65A-2-8**, Utah Code Annotated 1953



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

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

52 **65A-2-8. Jordan River improvement projects.**

53 (1) As used in this section:

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

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

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

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

60 (a) expend money for the following purposes:

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

62 (ii) capital improvements within the zone, including:

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

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

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

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

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

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

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

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

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

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

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

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

87 (i) the commission;

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

90 (iii) the relevant municipality within the zone.

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

93 (i) receive the approval of the commission; and

94 (ii) consult with:

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

97 (B) the relevant municipality within the zone.

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

100 **Section 2. Appropriation.**

101 The following sums of money are appropriated for the fiscal year beginning July 1,  
102 2018, and ending June 30, 2019. These are additions to amounts previously appropriated for  
103 fiscal year 2019. Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures  
104 Act, the Legislature appropriates the following sums of money from the funds or accounts  
105 indicated for the use and support of the government of the state of Utah.

106 ITEM 1

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

108 From General Fund, one-time \$500,000

109 From General Fund, ongoing \$500,000

110 Schedule of Programs:

111 Operation and Maintenance \$1,000,000

112 The Legislature intends that the Division of Forestry, Fire, and State Lands use up to  
113 10% of appropriated funds on administrative functions and then spend remaining funds  
114 appropriated under this section to implement the programs described in Section [65A-2-8](#), with  
115 half the remaining money appropriated expended on the programs described in Subsections  
116 [65A-2-8\(2\)\(a\)\(i\)](#) through (iv) and half the remaining money appropriated expended on the  
117 programs described in Subsections [65A-2-8\(2\)\(a\)\(v\)](#) and (vi).