

H.B. 14

STATE MONUMENTS ACT AMENDMENTS

Representative **Steve Eliason** proposes the following amendments:

1. *Page 2, Lines 49 through 55:*

- 49 (2) "State monument" means public land:
50 (a) owned **or managed** by the state;
51 (b) designated by the state for preservation of a historic landmark, historic or
52 prehistoric structure, geologic formation, cultural site, or archeological resource; and
53 (c) confined to the smallest area compatible with proper care and management of the
54 historic landmark, historic or prehistoric structure, geologic formation, cultural site, or
55 archeological resource to be protected.

2. *Page 4, Lines 94 through 102:*

- 94 (3) (a) If a county determines that a parcel within the county's jurisdictional boundaries
95 is appropriate for state monument designation, as described in Section 79-4-1204, the county
96 shall:
97 (i) pass a resolution in support of designation; and
98 (ii) submit the resolution in support of designation to the division and the committee.
99 (b) Within 45 days of the day on which the division receives a county resolution in
100 support of a state monument, the division shall prepare a report accepting or rejecting the
101 county's proposal, including an analysis of the state's financial cost of maintaining the proposed
102 state monument, and submit that report to the committee. **The financial analysis shall include identifying**
an ongoing funding source to ensure costs associated with maintaining and protecting the state
monument are available.

3. *Page 4, Lines 109 through 111:*

- 109 (5) If a proposed state monument falls within state land managed by a state agency
110 other than the division {1} **:**
(a) the division shall consult with the managing state agency regarding the
111 monument designation proposal {1} **;** and
(b) the committee may not recommend the proposal to the Legislature if designating the state land may
cause the managing state agency to breach a fiduciary, contractual, or other legal obligation governing
management or use of the state land.

4. *Page 5, Lines 125 through 133:*

- 125 (3) In appointing the management committee, the board shall include:
126 (a) one conservationist , **if relevant to the particular state monument** :
127 (b) one recreationist , **if relevant to the particular state monument** :
128 (c) one cultural representative, if relevant to the particular state monument;
129 (d) one energy and mining representative, if relevant to the particular state monument;
130 (e) one small business owner, if relevant to the particular state monument;
131 (f) one farming or ranching representative, if relevant to the particular state monument;
132 (g) one county elected official; and
133 (h) one legislator whose district, in full or in part, covers the monument.

5. *Page 5, Lines 147 through 148:*

- 147 (1) Subject to Subsection (2), the division ~~{shall}~~ may be responsible for the management of a
148 state monument **or contract with another organization, agency, or entity for management services** .