

FEDERAL DESIGNATIONS AMENDMENTS

2020 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Carl R. Albrecht

Senate Sponsor: David P. Hinkins

LONG TITLE

General Description:

This bill addresses federal designations.

Highlighted Provisions:

This bill:

- ▶ amends the definitions related to federal designations;
- ▶ addresses the committee to receive notification and request review; and
- ▶ makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

63L-2-301, as enacted by Laws of Utah 2019, Chapter 457

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

Section 1. Section **63L-2-301** is amended to read:

63L-2-301. Promoting or lobbying for a federal designation within the state.

(1) As used in this section:

(a) "Federal designation" means the designation of a:

(i) national monument;

(ii) national conservation area;

- 30 (iii) wilderness area or wilderness study area;
- 31 (iv) area of critical environmental concern;
- 32 (v) research natural area; or
- 33 (vi) national recreation area.
- 34 (b) (i) "Governmental entity" means:
- 35 (A) a state-funded institution of higher education or public education;
- 36 (B) a political subdivision of the state;
- 37 (C) an office, agency, board, bureau, committee, department, advisory board, or
- 38 commission that the government funds or establishes to carry out the public's business,
- 39 regardless of whether the office, agency board, bureau, committee, department, advisory board,
- 40 or commission is composed entirely of public officials or employees;
- 41 (D) an interlocal entity as defined in Section [11-13-103](#) or a joint or cooperative
- 42 undertaking as defined in Section [11-13-103](#);
- 43 (E) a governmental nonprofit corporation as defined in Section [11-13a-102](#); or
- 44 (F) an association as defined in Section [53G-7-1101](#).
- 45 (ii) "Governmental entity" does not mean:
- 46 (A) the School and Institutional Trust Lands Administration created in Section
- 47 [53C-1-201](#); [~~or~~]
- 48 (B) the School and Institutional Trust Lands Board of Trustees created in Section
- 49 [53C-1-202](#)[-];
- 50 (C) the Office of the Governor;
- 51 (D) the Governor's Office of Management and Budget created in Section [63J-4-201](#);
- 52 (E) the Public Lands Policy Coordinating Office created in Section [63J-4-602](#);
- 53 (F) the Office of Energy Development created in Section [63M-4-401](#); or
- 54 (G) the Governor's Office of Economic Development created in Section [63N-1-201](#),
- 55 including the Office of Tourism and the Utah Office of Outdoor Recreation created in Section
- 56 [63N-9-104](#).
- 57 (2) (a) A governmental entity, or a person a governmental entity employs and

58 designates as a representative, may investigate the possibility of a federal designation within
59 the state.

60 (b) A governmental entity that intends to advocate for a federal designation within the
61 state shall;

62 (i) notify the [~~Natural Resources, Agriculture, and Environment Interim Committee~~]
63 chairs of the following committees before the introduction of federal legislation[;]:

64 (A) the Natural Resources, Agriculture, and Environment Interim Committee, if
65 constituted, and the Federalism Commission; or

66 (B) if the notice is given during a General Session, the House and Senate Natural
67 Resources, Agriculture, and Environment Standing Committees; and

68 (ii) [~~and shall~~] upon request of the chairs, meet with the [~~Natural Resources,~~
69 ~~Agriculture, and Environment Interim Committee~~] relevant committee to review the proposal
70 [~~upon request~~].

71 (3) This section does not apply to a political subdivision supporting a federal
72 designation if the federal designation:

73 (a) applies to 5,000 acres or less; and

74 (b) has an economical or historical benefit to the political subdivision.