

1 **STATE CAMPGROUNDS AMENDMENTS**

2 2024 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Steve Eliason**

5 Senate Sponsor: David G. Buxton

7 **LONG TITLE**

8 **General Description:**

9 This bill establishes the State Campgrounds Act.

10 **Highlighted Provisions:**

11 This bill:

- 12 ▶ defines terms;
- 13 ▶ establishes the procedure for creating a state campground;
- 14 ▶ addresses management of state campgrounds; and
- 15 ▶ authorizes rulemaking by the division to:
 - 16 • establish the process for completing and submitting an application; and
 - 17 • administer management of a state campground.

18 **Money Appropriated in this Bill:**

19 None

20 **Other Special Clauses:**

21 None

22 **Utah Code Sections Affected:**

23 ENACTS:

24 **79-4-1301**, Utah Code Annotated 1953

25 **79-4-1302**, Utah Code Annotated 1953

26 **79-4-1303**, Utah Code Annotated 1953

27 **79-4-1304**, Utah Code Annotated 1953



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

Section 1. Section **79-4-1301** is enacted to read:

Part 13. State Campgrounds Act

79-4-1301. Definitions.

As used in this part:

(1) "Application" means a written application that a person submits to the division to nominate a state land or a campground located on state land for creation as a state campground.

(2) (a) "Campground" means real property made available to individuals for camping, whether by tent, trailer, camper, cabin, recreational vehicle, or similar equipment.

(b) "Campground" includes the outdoor recreational facilities located on the real property.

(3) "Committee" means:

(a) the Natural Resources, Agriculture, and Environment Interim Committee when the Legislature is not in the Legislature's annual general session; or

(b) the House or Senate Natural Resources, Agriculture, and Environment Standing Committee when the Legislature is in the Legislature's annual general session.

(4) "State campground" means a campground:

(a) located on state land;

(b) confined to the smallest area compatible with proper care and management of the state campground; and

(c) created in accordance with this part.

(5) "State land" means land owned or managed by the state.

Section 2. Section **79-4-1302** is enacted to read:

79-4-1302. Division duties -- Committee duties.

(1) When the division receives a completed application, the division shall:

(a) evaluate the application; and

(b) submit the completed application and the results of the division's evaluation described in Subsection (1)(a) to the following entities or individuals for review, as applicable;

(i) the legislative body of a county that contains some portion of the proposed state campground within the county's geographic borders;

- 59 (ii) the legislative body of a municipality that contains some portion of the proposed
60 state campground within the municipality's geographic borders;
- 61 (iii) each legislator whose legislative district is located within the geographic borders
62 of the proposed state campground; and
- 63 (iv) a state agency, if the proposed state campground is located within the jurisdictional
64 boundaries of the state agency; and
- 65 (c) provide a written report to a committee that includes:
- 66 (i) the results of the division's evaluation described in Subsection (1)(a); and
67 (ii) a resolution or comment the division received from an entity or individual
68 described in Subsection (1)(b).
- 69 (2) The division may:
- 70 (a) evaluate private and federal land with the potential to be purchased by, transferred
71 to, or leased to, the state for potential designation as a state campground; and
72 (b) enter into negotiations with the relevant federal agency or private entity to pursue
73 the transfer, sale, or lease of federal land for the proposed state campground, as appropriations
74 allow.
- 75 (3) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
76 division may make rules:
- 77 (a) to establish the process for the submission of an application; and
78 (b) for the administration of a state campground, subject to valid existing rights and
79 Section [79-4-1304](#).
- 80 (4) Except as provided in Subsection (5), after reviewing a report described in
81 Subsection (1)(c), a committee shall:
- 82 (a) recommend that the Legislature and governor approve the proposed state
83 campground in accordance with Section [79-4-1303](#);
84 (b) return the report to the division for further study and evaluation; or
85 (c) reject the creation of the proposed state campground.
- 86 (5) A committee may not recommend a proposed state campground to the Legislature
87 if:
- 88 (a) a county or municipality adopts a resolution opposing the proposed state
89 campground; or

90 **(b)** creating the state campground may cause a state agency to breach a fiduciary,
91 contractual, or other legal obligation governing management or use of land that is included
92 within the geographic borders of the proposed state campground.

93 Section 3. Section **79-4-1303** is enacted to read:

94 **79-4-1303. Creation.**

95 **(1)** The Legislature and the governor shall create a state campground through
96 concurrent resolution.

97 **(2)** Notwithstanding the requirements described in Section [79-4-1302](#), the Legislature
98 and governor may act under this section to create a state campground.

99 Section 4. Section **79-4-1304** is enacted to read:

100 **79-4-1304. Management.**

101 **(1) (a)** Subject to Subsection (2), the division is responsible for the management of a
102 state campground.

103 **(b)** The division may contract with another agency or entity for management services
104 related to the management of a state campground.

105 **(2)** Upon Title 63L, Chapter 8, Utah Public Land Management Act, becoming effective
106 as described in Section [63L-8-602](#), the government entity responsible for management of the
107 public lands is responsible for the management of a state campground.

108 Section 5. **Effective date.**

109 This bill takes effect on May 1, 2024.