

## SB0055S01 compared with SB0055

~~text~~ shows text that was in SB0055 but was deleted in SB0055S01.

inserted text shows text that was not in SB0055 but was inserted into SB0055S01.

**DISCLAIMER:** This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Senator Chris H. Wilson proposes the following substitute bill:

### BEAR LAKE PRESERVATION AMENDMENTS

2024 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: {} Chris H. Wilson

House Sponsor: {} \_\_\_\_\_

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#### LONG TITLE

##### General Description:

This bill addresses Bear Lake.

##### Highlighted Provisions:

This bill:

- ▶ provides that development of Bear Lake be consistent with certain principles;
- ▶ recognizes certain principles related to Bear Lake; and
- ▶ makes technical changes.

##### Money Appropriated in this Bill:

None

##### Other Special Clauses:

None

##### Utah Code Sections Affected:

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AMENDS:

65A-2-7, as enacted by Laws of Utah 2015, Chapter 295

~~{ENACTS:~~

~~73-1-22, Utah Code Annotated 1953~~

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

Section 1. Section 65A-2-7 is amended to read:

**65A-2-7. Development of Bear Lake -- Bear Lake principles.**

(1) The division shall:

~~[(1)]~~ (a) designate state lands along Highway 30 from the Ideal Beach RV Park and Spinnaker Marina southward approximately four miles to Rendezvous Beach State Park, which lands are located in Township 13N, Range 5E, Sections 003, 010, 015, 022, and 023, as an area for the ongoing development of facilities for boating, fishing, beach going, swimming, parking, picnicking, and other recreational activities; and

~~[(2)]~~ (b) develop the area described in Subsection (1)(a):

~~[(a)]~~ (i) consistent with the division's Bear Lake comprehensive management plan and ~~{Section 73-1-22}~~ Subsection (2); and

~~[(b)]~~ (ii) as funding allows.

~~{Section 2. Section 73-1-22 is enacted to read:~~

~~73-1-22. **Bear Lake principles.**~~

~~[(2)]~~ (2) The state recognizes the following:

~~[(1)]~~ (a) ~~{}~~ Bear Lake was a natural and navigable lake at the time Utah gained statehood and remains a highly valued resource for Bear Lake's native fisheries, recreation, and distinctive characteristics, including water clarity and mineral and chemical uniqueness, giving Bear Lake the intense turquoise blue color for which Bear Lake is known all over the world.

~~[(2)]~~ While serving as a reservoir, Bear Lake retains Bear Lake's basic native form and character, preserving much of Bear Lake's valued scenic beauty, navigability, and lake-related recreation opportunities. ~~[(b)]~~ (b) It is the desire and expectation of the state that Bear Lake and

Bear Lake's inherent qualities and characteristics be preserved for future generations and to balance the impacts from the use of Bear Lake as a reservoir.

(c) The state desires to promote public trust values on Bear Lake, inclusive of

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navigation, commerce, and fishing.

(~~3~~)d The state desires to prevent Bear Lake's further degradation in quality and functions ~~and~~ to ~~preserve and enhance~~ maintain Bear Lake's unique characteristics, including operating as a quality fishery, protecting Bear Lake's native fish and wildlife, unique water quality, native lake bed, ~~navigation,~~ littoral rights, lake-related recreation, public access, and irrigation storage.

(~~4~~)e Bear Lake has been operated as a reservoir since the early 1900s to store water for irrigation, flood control, and incidental power generation, which has enhanced agricultural productivity and prosperity in the Bear River Basin, and will remain an essential irrigation water supply into the future. The state supports ~~enhancement of~~ the operational utility of Bear Lake for irrigation storage purposes.

(~~5~~)f To achieve the goals of this ~~section~~ Subsection (2), the state encourages collaboration among agencies and stakeholders to help preserve and enhance such interests.

(~~6~~)g Nothing in this ~~section~~ Subsection (2) is intended to:

(i) impair or constrain the authority of the state engineer or the operation of Bear Lake ~~to~~;

(ii) interfere with or change any water rights ~~to~~; or ~~to~~

(iii) appropriate any water.

Section ~~3~~2. **Effective date.**

This bill takes effect on May 1, 2024.