

# UTAH CONSERVATION COMMUNITY

## LEGISLATIVE UPDATE

2018 General Legislative Session

Issue #5

February 25, 2018

### Welcome to the 2018 Legislative Update

This issue includes highlights of week five, what we can expect in the week ahead, and information for protecting wildlife and the environment. Please direct any questions or comments to Steve Erickson: [erickson.steve1@comcast.net](mailto:erickson.steve1@comcast.net).

### About the Legislative Update

The Legislative Update is made possible by the **Utah Audubon Council** and contributing organizations. Each Update provides bill and budget item descriptions and status updates throughout the Session, as well as important Session dates and key committees. For the most up-to-date information and the names and contact information for all legislators, check the Legislature's website at [www.le.utah.gov](http://www.le.utah.gov). The Legislative Update focuses on legislative information pertaining to wildlife, sensitive and invasive species, public lands, state parks, SITLA land management, energy development, renewable energy and conservation, and water issues. The Update will be distributed after each Friday of the Session. We may also send out additional Action Alerts during the Session as issues arise that need quick action. We hope each Update

issue will prepare you to call, email or tweet your legislators with your opinions and concerns!

### ACTION ALERT!

The Substitute HB 272 (McKell) Utah Lake Amendments is an improvement over the original fast-track legislation, but its enactment remains a threat to the Lake and to the Jordan Valley watershed environment, as well as a development real estate boondoggle of unprecedented size and chutzpah. This island development concept (that's all it is at this point), needs much more study before the Legislature passes laws to grease the wheels. Urge your Representative and Senator and others to vote HB 272 down!!

HCR 7, which recognizes the impacts of climate change on Utah, will be debated on the House floor. Express your support!

The bill addressing a governing authority for the "inland port" development in SLC's Northwest Quadrant will debut Monday. The sponsor is Sen. Jerry Stevenson. Tell lawmakers to preserve the natural areas in the NWQ!

## **News of the Fifth Week (Week # 5)**

Rep. Noel revived his watered-down HR 135 –Extra-territorial Jurisdiction Amendments – with a 3<sup>rd</sup> Substitute that removes the state tax on water rates to fund water infrastructure and makes the bill effective in 2020. With these changes, it passed House NRAE and now awaits action on the House floor.

HB 136 (Rep. Noel), which would chill free speech by requiring all government entities to appear before the NRAE Interim Committee prior to taking a position on federal land designations contrary to that of the legislature, passed the House on a party-line vote.

Two problematic waste bills, the Energy Solutions tax break bill (HB 169) and HB 373 allowing self-inspections of solid waste landfills advanced. We will see if we can amend the latter.

Two good water bills should be noted. SB 204, which would require progress toward metering of all secondary water service, emerged. And HB 381, which creates a task force and fund to address optimizing use of ag water, advanced to the House floor.

## **Budget News**

The state is flush with new money, according to the mid-February budget projections. The strong economy produced a \$384 million in on-going surplus in revenue over previous forecasts and \$101 million in one-time supplemental revenue.

Executive Appropriations Committee is scheduled to meet Wednesday, and must have the bulk of the budget work for FY 19 and for supplementals done by Friday so that staff can write the budget bills over the weekend. So there will be major policy decisions to be made in the next few days.

Also in week 6, various proposals for “tax reform” or tax cut initiatives to adjust state taxes to ameliorate tax increases that will result from the recent federal tax reforms/cuts.

## **What’s Ahead**

Surprisingly, Standing Committee will continue to meet throughout week 6 from 8:00-10:00 and each day this week and from 2:00-4:00 T-W. So bills still have time to be heard in committees, even as the floor calendars lengthen. The House will “wipe the board” at the end of the day Tuesday or Wednesday, sending all bills on the 3<sup>rd</sup> Reading Calendar back to the Rules Committee to be sifted back to the calendar according to priority (or politics).

Floor time will be from 11:00 to 12:15 and from 2:00 to 4:00 each day.

## Rules Committees

### Senate Rules Committee:

Sen. Deidre Henderson [dhenderson@le.utah.gov](mailto:dhenderson@le.utah.gov)  
Sen. Dan Hemmert, Vice Chair [dhemmert@le.utah.gov](mailto:dhemmert@le.utah.gov)  
Sen. Ann Milner [amilner@le.utah.gov](mailto:amilner@le.utah.gov)  
Sen. Wayne Harper [wharper@le.utah.gov](mailto:wharper@le.utah.gov)  
Sen. Karen Mayne [kmayne@le.utah.gov](mailto:kmayne@le.utah.gov)  
Sen. Jani Iwamoto [jiwamoto@le.utah.gov](mailto:jiwamoto@le.utah.gov)  
Sen. Evan Vickers [evickers@le.utah.gov](mailto:evickers@le.utah.gov)  
Sen. Todd Weiler [tweiler@le.utah.gov](mailto:tweiler@le.utah.gov)  
Sen. David Hinkins [dhinkins@le.utah.gov](mailto:dhinkins@le.utah.gov)

### House Rules Committee:

Rep. Mike Noel, Chair [mikenoel@le.utah.gov](mailto:mikenoel@le.utah.gov)  
Rep. Jon Stanard, Vice-Chair [jstanard@le.utah.gov](mailto:jstanard@le.utah.gov)  
Rep. Val Peterson [vpeterson@le.utah.gov](mailto:vpeterson@le.utah.gov)  
Rep. Rebecca Chavez-Houck [rchouck@le.utah.gov](mailto:rchouck@le.utah.gov)  
Rep. Justin Fawson [justinfawson@le.utah.gov](mailto:justinfawson@le.utah.gov)  
Rep. Christine Watkins [christinewatkins@le.utah.gov](mailto:christinewatkins@le.utah.gov)  
Rep. Carol Spackman-Moss [csmoss@le.utah.gov](mailto:csmoss@le.utah.gov)

## BILL TRACKING LIST

Priority Code: 1=High; 2=Medium; 3=Low

Bill	Sponsor	Description/Status	Priority	Position
HB 5 Natural Resources, Agriculture and Environmental Quality Base Budget	Rep. Barlow	This bill supplements or reduces appropriations previously provided for the support and operation of state government for the fiscal year beginning July 1, 2017 and ending June 30, 2018; and appropriates funds for the support and operation of state government for the fiscal year beginning July 1, 2018 and ending June 30, 2019. Passed House and Senate. Enrolled.	1	Support
<a href="#">HB 27</a> Underground Storage Tank Amendments	Rep. Eliason	Requires an applicant for a loan to upgrade or replace an underground storage tank to participate in the Environmental Assurance Program, and increases the maximum loan amount. Passed House. Passed Senate.	2	Support
<a href="#">HB 33</a> Energy States Agreement Amendments	Rep. Albrecht	Modifies a reporting requirement for legislators appointed to work on an energy producers states agreement. Passed House. Passed Senate. Enrolled.	3	
<a href="#">HB 38</a> Fireworks Restrictions	Rep. Dunnigan	Amends and clarifies the dates on which a person may legally discharge fireworks, increases the fine for discharging fireworks outside the permitted dates and times, and makes other changes. Passed House. Passed Senate. Enrolled.	2	Support
2 <sup>nd</sup> Substitute <a href="#">HB 59</a> Unmanned Aircraft Revisions	Rep. Pitcher	Prohibits flight of unmanned aircraft within a certain radius of a correctional facility. Passed House. Passed Senate. Enrolled.	2	Support
<a href="#">HB 60</a> Water Commissioner	Rep. Chew	Requires the Division of Finance to establish a rule for governing and providing reimbursement for damages and wear and tear on a water commissioner's personal vehicle	3	Neutral

Amendments		incurred when the commissioner is fulfilling his duties. Passed House. Circled on Senate 2 <sup>nd</sup> Reading Calendar.		
<a href="#">HB 73</a> Instream Flow Water Rights Amendments	Rep. Hawkes	Removes the sunset from the existing instream flow water right for trout habitat, making it permanent. Will be held all Session in House NRAE Standing Committee. SB 35 will be enacted instead.	2	Support
2 <sup>nd</sup> Substitute <a href="#">HB 74</a> Emissions Inspections Modifications	Rep. Sandall	Exempts from an emissions inspection a motor vehicle owned and operated by a canal or irrigation company that is used solely for canal or irrigation purposes. Held in House Transportation Standing Committee.	3	Oppose
<a href="#">HB 76</a> Tire Recycling Amendments	Rep. Sandall	States the director of the Division of Waste Management and Radiation Control may authorize 100% reimbursement of a waste tire transporter's or recycler's cost if requested by a rural county or small town. Has a fiscal note of \$120,000/year. Passed House. In Senate Transportation, Public Utilities and Energy Committee.	3	Neutral
<a href="#">HB 93</a> Agricultural Commodity Zone Amendments	Rep. Stratton	Expands the Utah Grazing Agricultural Commodity Zones in Garfield County. Passed House. Passed Senate.	3	Oppose
<a href="#">HB 96</a> Amendment to the Constitutional and Federalism Defense Act Repealer	Rep. Ivory	Extends the repeal date for the Constitutional and Federalism Defense Act. Passed House. Passed Senate 2 <sup>nd</sup> Reading Calendar. Tabled on Senate 3 <sup>rd</sup> Reading Calendar due to Fiscal Note.	3	Oppose
Substitute <a href="#">HB 97</a> Local Food Advisory Council Amendments	Rep. Handy	Modifies the membership of the Local Food Advisory Council. Passed House. Passed Senate 23-0-6 on 2/22. In House Rules.	3	Support

2 <sup>nd</sup> Substitute <a href="#">HB 101</a> Air Quality Emissions Testing Amendments	Rep. Arent	Second Substitute creates a pilot program to test diesel emissions in non-attainment counties. Passed House 56-15-4 on 2/23. In Senate Rules Committee.	2	Support
Substitute <a href="#">HB 103</a> Water Conservation Revisions	Rep. Froerer	Modifies provisions related to water conservation plans, and requires that plans include conservation measures for residential, commercial and industrial uses, including landscaping. Passed House. In Senate NRAE Committee.	2	Support
<a href="#">HB 114</a> Street-Legal ATV Amendments	Rep. Noel	Modifies provisions related to street-legal all-terrain vehicles. Passed House 68-0-7 on 2/21. In Senate NRAE.	3	Neutral
Substitute <a href="#">HB 124</a> Water Holdings Accountability and Transparency Amendments	Rep. Coleman	Requires a city or special service district that supplies municipal water outside the city or special service district's jurisdictional boundaries to post certain information publicly and provide it to the state engineer. Passed House NRAE 11-1-1 on 2/21. On House 3 <sup>rd</sup> Reading Calendar.	1	Oppose
<a href="#">HB 130</a> Resource Conservation Amendments	Rep. Sandall	Modifies the membership and duties of the Conservation Commission. Modifies the procedure for making loans or grants from the Agriculture Resource Development Fund, and modifies the duties of a conservation district to include responsibility for planning watershed and flood control projects. Passed House. Passed Senate.	3	Support
3 <sup>rd</sup> Substitute <a href="#">HB 135</a> Extraterritorial Jurisdiction Amendments	Rep. Noel	Third Substitute bill still reduces the extent of extraterritorial jurisdiction but allows municipalities to protect their water works and watersheds from pollution. It drops the \$1 fee on water bills to pay for drinking water projects, half of which would fund state priority projects (Lake Powell pipeline and Bear River development). Passed House NRAE 10-2-1 on 2/21. On House 3 <sup>rd</sup> .	1	Oppose

Substitute <a href="#">HB 136</a> Federal Designations	Rep. Noel	Substitute states that a governmental entity that is advocating for a federal designation of land within the state must bring their proposal to the NRAE Interim Committees for feedback. Passed House 59-11-5 on 2/20. In Senate NRAE Committee.	1	Oppose
<a href="#">HB 140</a> Air Quality Technical Amendments	Rep. Hawkes	This technical corrections bill moves two sections of the Environmental Quality Code; and creates a new chapter in the Environmental Quality Code. Passed House. Passed Senate 24-0-5 on 2/15.	3	Support
2 <sup>nd</sup> Substitute <a href="#">HB 143</a> Off Highway Vehicle Amendments	Rep. Noel	Modifies the registration fee and uniform statewide fee for all-terrain vehicles, certain motorcycles, snowmobiles, and street-legal all-terrain vehicles. Passed House 70-0-4 on 2/12. On Senate 2 <sup>nd</sup> Reading Calendar.	3	Neutral
Substitute <a href="#">HB 169</a> Commercial Waste Fee Amendments	Rep. Knotwell	Requires that the annual fee (approximately \$1.7 million) paid by Energy Solutions for permitting and oversight by the State Division of Solid of commercial radioactive waste treatment or disposal be paid by the State General Fund. This would amount to a fee reduction for Energy Solutions. Passed House. On Senate 2 <sup>nd</sup> .	2	Oppose
Substitute <a href="#">HB 171</a> Motor Vehicle Emissions Amendments	Rep. Romero	Increases the penalties for a vehicle that violates emission standards because of deliberate disabling of its pollution control equipment from \$50 to \$100 for a first offense. The fine for a second offense is \$500, and a second offense requires a peace officer to report repeat offenders of emission standards to the local health department which is then required to report repeat offenders to the Motor Vehicle Division. Passed House 72-0-3 on 2/21. In Senate Rules.	2	Support

Substitute <a href="#">HB 172</a> Greenbelt Amendments	Rep. Wilde	Amends property tax provisions related to property assessed under the Farmland Assessment Act when bona fide range improvement efforts are undertaken. Held in House NRAE.	3	Support
<a href="#">HB 182</a> Local Option Sand and Gravel Tax	Rep. Nelson	Authorizes a county or municipality to impose a tax on certain sand and gravel that is extracted and then sold or transported. Passed House Revenue and Taxation Standing Committee 9-0-3 on 2/23. In Senate Rules.	3	Support
Substitute <a href="#">HB 203</a> Construction Noise Amendments	Rep. Christofferson	The Substitute bill tightens the expansion of the definition of noisy activities allowed that occur between the hours of 7:00 p.m. and 7:00 a.m. that are related to and necessary for highway construction, including the preparation and transportation of equipment or materials and the manufacture of materials at a gravel pit, mixing plant, or similar site. Passed House Transportation 9-0-3 on 2/23. On House 3 <sup>rd</sup> Reading Calendar.	2	Oppose
<a href="#">HB 211</a> Freight Switcher Emissions Mitigation	Rep. Handy	Appropriates \$2,000,000 one-time from the General Fund in Fiscal Year 2019 to the Department of Environmental Quality for grants to reduce freight switcher emissions. Passed House 50-14-11 on 2/23. In Senate Rules.	3	Support
<a href="#">HB 214</a> Agricultural Advisory Board Amendments	Rep. McKell	Modifies the duties of the Agricultural Advisory Board relating to best management practices for certain agricultural industries. Passed House 66-0-9 on 2/20. In Senate NRAE Committee.	3	Support
Substitute <a href="#">HB 215</a> Navajo Trust Fund Amendments	Rep. Westwood	Requires that the chair of the Diné Advisory Committee or the chair's designee be a member of the Navajo Revitalization Fund Board, addresses appointments to the Diné Advisory Committee, and makes technical changes. Passed House 69-0-6 on 2/23. In Senate Rules Committee.	3	Neutral

2 <sup>nd</sup> Substitute <a href="#">HB 216</a> Jordan River	Rep. Winder	Authorizes the Division of Parks and Recreation, in consultation with the Jordan River Commission and the relevant land owning jurisdiction, to expend money as appropriations allow on projects around a segment of the Jordan River. The bill appropriates \$500,000 in one-time and \$500,000 on-going General Funds to the Division of Parks and Recreation. Passed House 67-0-8 on 2/20. In Senate NRAE Committee.	2	Support
Substitute <a href="#">HB 242</a> Local Animal Control Regulation Amendments	Rep. Roberts	Allows an individual to keep one or more animals on the individual's property unless the presence of the animal or animals violates certain standards established by the municipality or county. In House NRAE Committee.	3	Studying
<a href="#">HB 244</a> Culinary Water Discount	Rep. Daw	Provides that a retail water provider may offer a discount water rate to a culinary water customer that uses culinary water for irrigation or landscaping purposes, if the customer meets certain conservation best practices or irrigation efficiencies prescribed by the retail water provider. In House Government Operations Committee.	2	Oppose
Substitute <a href="#">HB 249</a> Statewide Resource Management Plan Adoption	Rep. Stratton	Adopts the statewide resource management plan, which incorporates RMPs compiled by all counties, and requires the Public Lands Policy Coordinating Office, as funding allows, to monitor the implementation of the statewide resource management plan at the state and local levels. These local plans are inadequate and were required largely to justify the kind of public lands management preferred by the Constitutional Defense Council and the Commission for the Stewardship of Public Lands. Passed House 57-9-9 on 2/23. In Senate Rules Committee.	2	Oppose

Substitute <a href="#">HB 253</a> Trust Lands Amendments	Rep. Snow	States that the director of the School and Institutional Trust Lands Administration may make determinations on state lands regarding the management, protection, and conservation of plant species proposed for designation as endangered or threatened under the Endangered Species Act of 1973, and modifies the procedure for the sale of trust lands. The substitute withdraws the authorization for the director of the School and Institutional Trust Lands Administration to enter into an agreement with a county or a municipality concerning the applicability of a local ordinance to trust lands. Passed House. Passed Senate.	2	Neutral
<a href="#">HB 255</a> Extra-jurisdictional Municipal Property	Rep. Coleman	Limits the circumstances in which a municipality may own property outside the municipality's boundaries. In House Revenue & Taxation.	1	Oppose
Substitute <a href="#">SB 261</a> Renewable Energy Amendments	Rep. Knotwell	The Substitute is a substantial re-write that requires Public Service Commission for approval of a rate adjustment clause to acquire or construct a photovoltaic or thermal solar energy resource using a rate based on the prevailing market for solar energy projects under certain circumstances. Circled on House 3 <sup>rd</sup> Reading Calendar.	2	Support
<a href="#">HB 267</a> Oil, Gas and Mining Amendments	Rep. Chew	Modifies the duties of an owner or operator in regard to a surface land owner. In House NRAE Committee.	2	Studying
Substitute <a href="#">HB 272</a> Utah Lake Amendments	Rep. McKell	The Substitute bill drops the new review panel and instead gives the Division of Forestry, Fire and State Lands the authority to dispose of state sovereign lands beneath Utah Lake as compensation for the comprehensive restoration of Utah Lake. It is still an unacceptable compromise of the public trust for a sketchy plan to build islands housing ½ million people in the middle of the lake. Passed House	1	Oppose

		NRAE 11-2-0 on 2/22. On House 3 <sup>rd</sup> Reading Calendar.		
Substitute <a href="#">HB 274</a> Brine Shrimp Royalty Amendments	Rep. Barlow	Substitute reduces the royalty rate by 50 cents per pound on the total number of pounds of unprocessed brine shrimp eggs that a person harvests within the state during a tax year. Directs \$125,000/yr to the Sovereign Lands Restricted Account. On House 3 <sup>rd</sup> Reading Calendar.	2	Support
Substitute <a href="#">HB 275</a> State Monuments Act Amendments	Rep. Eliason	Requires the Division of State Parks and Recreation to annually evaluate and report on state property for state monument status; and create rules for the management of prospective state monuments. On House 3 <sup>rd</sup> Reading Calendar.	2	Support
Substitute <a href="#">HB 303</a> Drinking Source Sizing Amendments	Rep. Sandall	Requires the Drinking Water Board to withhold approval of plans for the substantial addition to a community water system under certain circumstances; requires certain public water systems to provide certain water use data; and requires the director of the Division of Drinking Water to establish water source sizing requirements for certain public water systems. Passed House NRAE Committee 11-0-2 on 2/23. On House 3 <sup>rd</sup> Reading Calendar.	2	Support
Substitute <a href="#">HB 314</a> Class B and Class C Road Funds Amendments	Rep. Noel	Amends provisions to allow a certain amount of class B and class C road funds for maintenance and development of additional roads that may be added to class B and class C inventory, and administering, managing, and planning for new class B, class C, or class D roads and adjacent lands. Passed House 69-0-6 on 2/20. In Senate Transportation, Energy and Public Utilities Committee.	2	Neutral
<a href="#">HB 318</a> Stray Current Remediation Act	Rep. Handy	Enacts the Stray Current or Voltage Remediation Act, including: providing legislative findings; defining terms; establishing the scope of the act; addressing filing	3	Support

		of a notice, testing, and reporting related to stray current and voltage; providing for remediation of stray current and voltage under certain circumstances; and addressing liability and resolution of disputes. Passed House 73-0-3 on 2/21. In Senate Business and Labor Committee.		
<a href="#">HB 357</a> Evaluating Tax Revenue Foregone From Federally Controlled Lands	Rep. Ivory	Requires the Commission on Federalism to hold a hearing on the impact of the federal payments in lieu of tax on the state, and authorizes the Commission on Federalism to engage each of the state's elected members of Congress in coordinating with the federal government to secure payments in lieu of tax that are equivalent to the property tax the state would generate but for federally controlled land in the state. Passed House 70-0-5 on 2/22. Passed House 23-0-6 on 2/22.	3	Oppose
<a href="#">HB 362</a> Environmental Fee Amendments	Rep. Christofferson	Creates the Division of Waste Management and Radiation Control Expendable Revenue Fund and describes the uses of the fund, and provides for transfers from the Environmental Quality Restricted Account to the Hazardous Substances Mitigation Fund. In House Revenue and Taxation Committee. Folded into HB 373.	2	Neutral
Substitute <a href="#">HB 365</a> Department of Environmental Quality Amendments	Rep. Stratton	Substitute bill requires further study of restricting the Division of Water Quality's rulemaking authority and requiring additional legislative oversight of DWQ rulemaking of facilities and industries. Passed House NRAE 11-0-2 on 2/21. On House 3 <sup>rd</sup> Reading Calendar.	2	Oppose
<a href="#">HB 373</a> Waste Management Amendments	Rep. Perry	Allows self-inspection of a solid waste management facility by its owner or operator. Creates a training program (no longer than 5 hours!) to teach the owner or operator how to self-inspect (annually). Creates the Division of Waste Management and Radiation Control	1	Oppose

		Expendable Revenue Fund to upgrade the Division's technology for permitting and compliance purposes, and other expenditures that will result in increased efficiency and reduced cost, and funds it with the first \$200,000 waste disposal fee revenue. Passed House Public Utilities 9-0-2 on 2/23. On House 3 <sup>rd</sup> Reading Calendar.		
Substitute <a href="#">HB 381</a> Agricultural Water Optimization Task Force	Rep. Hawkes	Creates the Agricultural Water Optimization Task Force and Fund to identify critical issues facing the state's long-term water supply, particularly in regard to how the state should optimize agricultural water supply and use in light of future population growth, and the future water needs of Utah agriculture. Authorizes \$1.175 million one-time (including \$75,000 in General Funds). Passed House NRAE 12-0-1 on 2/23. On House 3 <sup>rd</sup> Reading Calendar.	2	Support
<a href="#">HB 404</a> Land Trusts Protection and Advocacy Act	Rep. Last	Creates the Land Trusts Protection and Advocacy Office to represent the beneficiary interests of the school and institutional trust in advocating for distribution of trust revenue to current beneficiaries and generation of trust revenue for future beneficiaries. In House NRAE.	3	Oppose
<a href="#">HB 415</a> Catastrophic Wildfire Revisions	Rep. Ivory	Provides that the state shall, under certain circumstances, indemnify, defend, and hold a chief executive officer or county sheriff harmless from any claims or damages, including court costs and attorney fees that are assessed as a result of the chief executive officer's or county sheriff's action in abating a catastrophic public nuisance. In House Law Enforcement and Criminal Justice Committee.	2	Studying

<a href="#">HB 426</a> Energy Efficient Vehicle Rebate	Rep. Sagers	Establishes a nonrefundable tax credit of up to \$3000 for the purchase of a new qualifying hydrogen vehicle that is registered in the state. In House Revenue and Taxation Committee.	2	Support
<a href="#">HB 450</a> Wastewater Reuse Amendments	Rep. Froerer	States that a publically owned treatment works shall file a chance application if the point of diversion is moved more than 660 feet from the previously approved point of diversion. In House Rules.	2	Studying
<a href="#">HB 453</a> Hydrogen Fuel Production Incentives Amendments	Rep. Sagers	Expands the definition of "throughput infrastructure project" to include a plant or facility that distributes hydrogen for use as a fuel in zero emission motor vehicles and allow uses of money in the Permanent Community Impact Fund. Expands the definition of "high cost infrastructure project" to include the construction of a plant or other facilities for the production and distribution of hydrogen fuel used for transportation and allows a tax credit for costs associated with the project. In House Rules Committee.	2	Studying
<a href="#">HCR 1</a> Concurrent Resolution on Global Warming and Climate Change	Rep. Ward	Acknowledges that average global temperature and average Utah temperature have increased substantially over recent decades, and that scientific consensus is that a substantial cause for these increases is human-caused emissions; and commits that the Legislature and Governor will base decisions regarding state energy policies on the best scientific evidence available and urges individuals and corporations to conserve energy. Held in House NRAE 9-3-1 on 2/13.	2	Support
<a href="#">HCR 4</a> Concurrent Resolution on Economic and Environmental	Rep. Edwards	Expresses commitment to conservative environmental stewardship; acknowledges Utah's existing commitment to reduce emissions and improve air quality; recognizes that climate disruption poses a potential threat to our national	3	Support

Stewardship		security; recognizes that good stewardship of the economy and environment fosters security, sustainability, and independence. In House Rules. Replaced by HCR 7.		
Substitute <a href="#">HCR 7</a> Concurrent Resolution on Environmental and Economic Stewardship	Rep. Edwards	Encourages the responsible stewardship and management of natural resources; reduction of emissions through incentives and support of the growth in technologies and services that will enlarge the economy; recognizes the impacts of a changing climate on Utah citizens; expresses commitment to create and support economically viable and broadly supported solutions; and encourages the understanding and use of available information to address the causes and effects of changes to our local and regional climates. Will likely be debated and voted on the House floor on Monday 2/26.	2	Support
Substitute <a href="#">HCR 9</a> CR Supporting Rural Development of Wind, Solar and Geothermal Energy	Rep. Arent	Supports the development of wind, solar, and geothermal energy in rural areas of the state as a complement to Utah's diversified energy system and supports the export of Utah-produced wind, solar, and geothermal energy to other states. Circled on House 3 <sup>rd</sup> Reading Calendar.	3	Support
<a href="#">HCR 10</a> Concurrent Resolution Approving the State Resource Management Plan	Rep. Stratton	Approves the statewide resource management plan and expresses appreciation and gratitude for the collaboration between the state and local government entities that contributed to the statewide resource management plan. On House 3 <sup>rd</sup> Reading Calendar.	3	Oppose
<a href="#">HCR 19</a> Concurrent Resolution Regarding the Impact of Federal Lands on the State Education System	Rep. Ivory	Urges the President of the United States, the United States Congress, and Utah's congressional delegation to propose and secure the passage of legislation that requires PILT payments to be equivalent to the tax revenue the state, subdivisions, and school districts would otherwise be able to generate but for the federal control of Utah lands.	3	Neutral

		Passed House 73-0-2 on 2/22. Passed Senate 23-0-6 on 2/22.		
<a href="#">HJR 1</a> Joint Resolution Urging Exemption from the Antiquities Act	Rep. Albrecht	Encourages Congress to pursue legislation exempting Utah from the Antiquities Act. Passed House. In Senate NRAE Committee.	2	Oppose
<a href="#">HJR 2</a> Joint Resolution Urging Congress to Relocate Federal Land Management Agency Headquarters	Rep. Albrecht	Encourages the federal government to consider moving the headquarters for the Department of the Interior and the U.S. Forest Service to Utah. Passed House. Passed Senate 22-0-7 on 2/22.	3	Oppose
<a href="#">HJR 8</a> Joint Resolution Honoring Utah's Sportsmen and Sportswomen	Rep. Hawkes	Recognizes the impact Utah's sportsmen and sportswomen have on our state's natural resources and economy; urges Congress to protect and enhance federal lands for Utah's sportsmen and sportswomen to advance the goals of hunters, anglers, recreational shooters, and others; and urges Congress to respect the historic and current use of Utah's public land by sportsmen and sportswomen, and respect the administration of wildlife conservation through the sound science delivered by the Utah Division of Wildlife Resources and science-based policies developed by the Utah Wildlife Board. Passed House. On Senate 2 <sup>nd</sup> Reading Calendar.	3	Support

<a href="#">HJR 10</a> Joint Resolution Approving a Class VI Commercial Nonhazardous Solid Waste Landfill	Rep. Froerer	Gives provisional legislative approval for the construction to expand the existing Class VI commercial nonhazardous solid waste landfill in western Weber County. Describes the proposed landfill and states that the operation plan will be submitted to the director of the Division of Waste Management and Radiation Control for approval. Passed House. Passed Senate NRAE Committee 6-0-1 on 2/22. On Senate Consent Calendar.	2	Neutral
<a href="#">HJR 15</a> Proposal to Amend Utah Constitution – Municipal Water Amendment	Rep. Stratton	This resolution proposes to amend the Utah Constitution to eliminate a restriction against a municipal corporation leasing its waterworks, water rights, or sources of water. In House NRAE Committee.	2	Studying
<a href="#">SB 15</a> Environmental Health Scientist Act Amendments	Sen. Christensen	Clarifies the qualifications for licensure for an environmental health scientist and an environmental health scientist-in-training. Passed the Senate. Passed House.	3	Support
<a href="#">SB 22</a> Mineral Lease Distribution Amendments	Sen. Van Tassell	Provides that federal mineral lease royalties from extraction of minerals on federal lands within the Grand Staircase-Escalante National Monument be distributed to certain government entities. Passed Senate. Passed House.	2	Studying
<a href="#">SB 34</a> Legislative Water Development Commission Amendments	Sen. Dayton	Removes the sunset, making the LWDC permanent, and authorizes the Commission to meet up to 6 times per year. Passed Senate. Passed House. Enrolled.	3	Neutral
<a href="#">SB 35</a> Water Right for Trout Habitat Repeal Date Extension	Sen. Christensen	Extends for 1 year the repeal date of the instream flow water right for trout habitat. Passed Senate. Passed House.	2	Support

Substitute <a href="#">SB 43</a> State Fossil Amendment	Sen. Bramble	Substitute Designates the Utahraptor as the state dinosaur. Passed Senate. Passed House 67-0-8 on 2/20.	3	Support
<a href="#">SB 45</a> Water Law Amendments – Diligence Claims	Sen. Dayton	Requires the state engineer to include an evaluation of an asserted beneficial use in the report of a field investigation for a diligence claim. Passed Senate. Passed House 71-0-4 on 2/22.	3	Support
<a href="#">SB 52</a> Sale of State Lands Act	Sen. Davis	Establishes a preference for leasing state land over selling state land and establishes approval requirements for the sale of state land. Passed Senate. On House 3 <sup>rd</sup> Reading Calendar.	2	Support
Substitute <a href="#">SB 61</a> Water Rights Adjudication Amendments	Sen. Dayton	Requires the state engineer to include an evaluation of an asserted beneficial use in the report of a field investigation for a diligence claim. Passed Senate. Passed House.	3	Support
<a href="#">SB 67</a> Fireworks Amendments	Sen. Weiler	Requires the Utah Fire Prevention Board to create a uniform statewide policy regarding a government entity's seizure, storage, and disposal of certain explosives. Passed Senate. Passed House.	3	Support
<a href="#">SB 69</a> State Sovereign Lands Amendments	Sen. Dayton	Modifies trespassing provisions on state lands and makes technical changes. Passed Senate. Passed House.	2	Support
2 <sup>nd</sup> Substitute <a href="#">SB 96</a> Canal Amendments	Sen. Hinkins	Provides a process for a property owner and the owner of a water conveyance facility to approve and move forward with a plan to modify a water conveyance facility; defines a water conveyance facility, and states that the Office of the Property Rights Ombudsman shall provide mediation and arbitration services when requested by either a property owner or a facility owner. Passed Senate. Passed House NRAE 8-0-5. Returned to Rules Committee due to fiscal note.	2	Support

<a href="#">SB 98</a> Ratification of the Ute Indian Water Compact	Sen. Van Tassell	Ratifies the Ute Indian Water Compact, providing approximately 100,000 acre feet/year of Colorado River water to the tribe to settle claims under the Winters Doctrine. Passed Senate NRAE Committee 6-0-1 on 2/22. On Senate 2 <sup>nd</sup> Reading Calendar.	1	Support
3 <sup>rd</sup> Substitute <a href="#">SB 141</a> Electric Energy Amendments	Sen. Bramble	Extends for two more years the periods during which installation of a residential photovoltaic energy system qualifies for a specified tax credit, and provides for the repeal of provisions relating to net metering of electricity in 2036. Passed Senate 28-0-1 on 2/21. In House Business and Labor Committee.	2	Support
Substitute <a href="#">SB 157</a> Residential Solar Energy Amendments	Sen. Fillmore	Requires a solar retailer to provide a written disclosure statement to a potential residential customer and specifies the timing and content of the disclosure statement; requires a notice to be submitted for recording when a residential solar energy system is installed; requires a notice of extinguishment to be submitted for recording when a residential solar energy system is removed from a property; and provides for the enforcement of the disclosure requirements. Passed Senate 27-0-2 on 2/23. In House NRAE Committee.	3	Support
<a href="#">SB 166</a> Energy Facility Amendments	Sen. Adams	Allows a local entity to designate an energy assessment area; levy an energy assessment; approve certain terms of energy assessment bonds; and issue energy assessment bonds. Passed Senate 23-0-6 on 2/23. In House Rules.	3	Studying
<a href="#">SB 191</a> State Regulation of Oil and Gas	Sen. Van Tassell	Defines the term "oil and gas activity" and states that, subject to federal law, state regulation of oil and gas activity occupies the whole regulatory field. Provides that a municipality or county may regulate surface activity that is incident to an oil and gas activity in certain	2	Studying

		circumstances. Passed Senate NRAE 5-1-1 on 2/20. On Senate 2 <sup>nd</sup> Reading Calendar.		
<a href="#">SB 192</a> Retail Bag Impact Reduction Program	Sen. Iwamoto	Creates the Retail Bag Impact Reduction Program, imposes a fee on a single-use retail bag. Creates the Retail Bag Impact Reduction Fund and provides for allocation of the funds. Defeated in Senate Economic Development and Workforce Services Committee 4-3 on 2/23.	2	Support
<a href="#">SB 204</a> Secondary Water Metering Requirements	Sen. Anderegg	Requires a secondary water provider that begins providing new secondary water service on or after May 9, 2018, to meter the use of water; phases in requirements for a secondary water provider to meter the use of water for residential, commercial, industrial, institutional, or agricultural users; and requires a secondary water provider to provide water use data to the state engineer and the Division of Water Rights. In Senate NRAE Committee.	1	Support
<a href="#">SB 218</a> Container Regulation Act	Sen. Buxton	Prohibits a local government entity from regulating, imposing a fee on, or taxing an auxiliary container, unless the auxiliary container is used on property owned by the local government entity. Passed Senate Economic Development and Workforce Services Committee 3-0-4 on 2/23. On Senate 2 <sup>nd</sup> Reading Calendar.	2	Oppose
<a href="#">SB 220</a> Hole in the Rock State Park Trail Extension	Sen. Dayton	Expands the definition of the Hole in the Rock area, which is included within the state park system. In Senate NRAE Standing Committee.	2	Studying
<a href="#">SB 226</a> Urban Farming Amendments	Sen. Van Tassell	Modifies the definition of "urban farming" and allows a county to authorize urban farming. In Senate NRAE.	3	Support
Substitute <a href="#">SCR 2</a> CR Encouraging the Use of Shielded Light	Sen. Vickers	Recognizes the harmful effects of light pollution; identifies the benefits of shielded outdoor lighting and dark skies; and encourages the transition from unshielded	2	Support

Fixtures on Outdoor Lights		to shielded outdoor lighting. Passed Senate 25-0-4 on 2/20. Will be heard in House Political Subdivisions on Monday at 8:00 A.M in Capitol Room 450.		
<a href="#">SCR 7</a> Concurrent Resolution Honoring Firefighters and Fire Prevention Efforts	Sen. Iwamoto	Highlights the ways in which fire prevention, fire suppression, and fire investigation protect the physical and economic health of the state and its citizens; and acknowledges the work of, and expresses gratitude for, the sacrifice of the men and women working in fire prevention, fire suppression, and fire investigation. Passed Senate. On House 3 <sup>rd</sup> Reading Calendar.	3	Support
<a href="#">SCR 8</a> Concurrent Resolution in Support of the Creation of a New National Park	Sen. Okerlund	Supports United States House of Representatives bill H.R. 4558, the "Grand Staircase Escalante Enhancement Act," introduced by United States Representative Chris Stewart to establish the Escalante Canyons National Park and Preserve, Grand Staircase National Monument, Kaiparowits National Monument, and Escalante Canyons National Monument. Passed Senate 21-4-4 on 2/21. In House Rules Committee.	3	Oppose
<a href="#">SJR 11</a> Joint Resolution Authorizing Energy Solutions to Create a Landfill for Non-Radioactive Waste	Sen. Thatcher	Grants provisional legislative approval for the construction and operation of a Class VI commercial nonhazardous solid waste landfill for nonhazardous, nonradioactive solid waste from the decommissioning of nuclear power plants that currently utilize the site. Passed Senate 25-2-2 on 2/23. In House NRAE.	2	Neutral

## Important Dates

### **January 22** First day of session

February 1 Last day to request bills (by noon)

Last day to approve bills for numbering (by noon)

March 2 Last day for the Executive Appropriations Committee to complete all budget decisions necessary to draft the final appropriations bills

March 5 Bonding bill available to legislators by noon and final action taken on it by calendared closing time.

Last day to pass bills with fiscal note of \$10,000 or more

Last day for a motion to reconsider previous actions

Last day to consider bills from own house

March 6 Last day for legislators to prioritize bills and other programs with fiscal impact

March 7 General appropriations bill, supplemental appropriations bill, and school finance bill available to legislators by calendared floor time and final action taken on each bill by calendared closing time

Second supplemental appropriations bill available to legislators by calendared floor time and final action taken by noon

### **March 8** Last day of session

March 28 Last day governor may sign or veto bills

May 7 Last day a veto-override session may begin

May 8 Normal effective date for bills

First day to file bills for the 2014 General Session

### **Executive Appropriations Committee**

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#### **Natural Resources, Agriculture and Environmental Quality Appropriations Subcommittee**

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