

MINUTES OF THE SENATE NATURAL RESOURCES, AGRICULTURE, AND
ENVIRONMENT STANDING COMMITTEE
415 State Capitol, Utah State Capitol Complex
January 24, 2012

Members Present: Sen. Ralph Okerlund, Chair
Sen. Casey Anderson
Sen. Allen M. Christensen
Sen. Gene Davis
Sen. Margaret Dayton
Sen. David Hinkins

Staff Present: Mr. J Brian Allred, Policy Analyst
Ms. Lorna Wells, Secretary
Ms. Cheryl Weight, Secretary

A list of visitors and a copy of handouts are filed with the committee minutes.

Chair Okerlund called the meeting to order at 2:42 p.m.

S.B. 33 Trespassing on State Lands (Sen. M. Dayton)

Sen. Dayton presented and explained this bill.

Spoke in favor of the bill: Mr. Dick Buehler, Director, Division of Forestry, Fire & State Lands
Mr. Michael Johnson, Assistant Attorney General
Ms. Claudia Cottle, Bear Lake Watch

MOTION: Sen. Dayton moved to amend the bill as follows:

1. *Page 1, Lines 9 through 12:*

9 This bill makes it a class B misdemeanor for a person to camp on sovereign lands at
 a
10 single location for more than 15 days, return to camp at the same location before 15
11 days pass, ~~[[moor or anchor a boat on sovereign lands at a single location for more
 than~~
12 ~~15 days, or return to moor or anchor a boat at the same location before 15 days
 pass-]]~~ leave an anchored or beached vessel unattended for longer than 48 hours,
 or anchor or beach a vessel for longer than 72 hours at the same location and then
 fail to move the vessel at least two miles from that location.

2. *Page 1, Lines 19 through 22:*

19 ▶ makes it a class B misdemeanor for a person to ~~[[moor or anchor a boat on
 sovereign~~

- 20 ~~lands for more than 15 days at the same or a nearby location; and~~] leave an
21 anchored or beached vessel unattended for longer than 48 hours;
22 ~~the same location on sovereign lands before 15 days pass.~~] anchor or beach a
vessel for longer than 72 hours at the same location, and then fail to move the vessel
at least two miles from that location; and
▶ makes technical changes.
3. *Page 2, Lines 34 through 35:*
34 (1) As used in this section:
(a) "Anchored" is as defined in Section 73-18-2;
(b) "Beached" is as defined in Section 73-18-2; and
(c) "Vessel" is as defined in Section 73-18-2.
[[~~(1)~~ (2) A person is guilty of a class B misdemeanor and liable for the civil
damages
35 prescribed in Subsection [[~~(1)~~ (4) if, without written authorization from the
division, the person:
4. *Page 2, Lines 45 through 46:*
45 (g) camps on the beds of navigable lakes [[~~and~~ or rivers except in posted
and designated
46 areas; ~~or~~
5. *Page 2, Lines 52 through 56:*
52 (j) [[~~moors or anchors a boat or other vessel on sovereign land for longer~~
~~than 15~~
53 ~~consecutive days at the same location or within one mile of the same~~
~~location;~~] leaves an anchored or beached vessel unattended for longer than 48
hours on sovereign land or navigable lakes or rivers; ~~and~~
54 (k) [[~~moors or anchors a boat or other vessel on sovereign land for 15~~
~~consecutive days;~~
55 ~~and then returns to moor or anchor a boat or other vessel at the same location~~
~~before 15~~
56 ~~consecutive days have elapsed after the day on which the person left that~~
~~location;~~] anchors or beaches a vessel for longer than 72 hours at the same
location, on sovereign land or navigable lakes or rivers, and then fails to move the

87 begins on:

88 (a) private land;

89 (b) [~~state land~~]; — land owned by the state; —

90 (c) federal land; or

91 (d) tribal land.

The motion passed unanimously.

MOTION: Sen. Dayton moved to pass the bill out favorably as amended. The motion passed unanimously.

MOTION: Sen. Dayton moved to place **S.B. 38** on the Consent Calendar. The motion passed unanimously.

MOTION: Sen. Christensen moved to adjourn. The motion passed unanimously.

Chair Okerlund adjourned the meeting at 3:13 p.m.

Minutes were reported by Lorna Wells, Secretary

Sen. Ralph Okerlund, Committee Chair