

HOUSE COMMITTEE OF REFERENCE REPORT

Chair of Committee

May 3, 2023
Date

Committee on Agriculture, Water & Natural Resources.

After consideration on the merits, the Committee recommends the following:

SB23-275 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend reengrossed bill, page 3, line 20, strike "friend".
- 2 Page 3, line 22, strike "friend".
- 3 Page 7, strike lines 4 through 11 and substitute "**operation - repeal.**
- 4 (1) THE DEPARTMENT MAY CREATE THE WILD HORSE PROJECT, WHICH, IF
- 5 CREATED, IS A STATE-OWNED NONPROFIT ENTITY THAT MANAGES AND
- 6 OPERATES THE STEWARDSHIP PROGRAM AND THE FERTILITY CONTROL
- 7 PROGRAM."
- 8 Page 8, line 19, strike "**report.**" and substitute "**report - repeal. (1)**".
- 9 Page 8, line 21, strike "DIRECTOR" and substitute "DEPARTMENT".
- 10 Page 8, lines 21 and 22, strike "GOVERNOR, THE JOINT BUDGET
- 11 COMMITTEE," and substitute "GOVERNOR".
- 12 Page 8, line 24, strike "DIRECTOR" and substitute "DEPARTMENT".
- 13 Page 8, line 27, strike "PROPOSALS MADE," and substitute "GRANTS
- 14 MADE,".
- 15 Page 9, strike lines 1 through 4 and substitute "AND ACTIONS TAKEN TO
- 16 IMPLEMENT THIS ARTICLE 66, INCLUDING THE NUMBER OF HORSES
- 17 TREATED UNDER THE FERTILITY CONTROL PROGRAM, THE NUMBER OF
- 18 FOALS BORN THE PRIOR YEAR IN EACH HERD MANAGEMENT AREA, AND THE
- 19 ACTIONS TAKEN AND ACCOMPLISHED IN ACCORDANCE WITH THE
- 20 STEWARDSHIP PROGRAM.

1 (2) THIS SECTION IS REPEALED, EFFECTIVE DECEMBER 31, 2027."

2 Page 9, line 16, after "(2)" insert "(a)".

3 Page 9, after line 18 insert:

4 "(b) (I) STATE MONEY IN THE FUND IS CONTINUOUSLY
5 APPROPRIATED TO THE DEPARTMENT TO IMPLEMENT AND ADMINISTER
6 SECTION 35-1-119 AND THIS ARTICLE 66.

7 (II) THIS SUBSECTION (2)(b) WILL BE REPEALED WHEN THE
8 DEPARTMENT CREATES THE WILD HORSE PROJECT. THE COMMISSIONER
9 SHALL NOTIFY THE REVISOR OF STATUTES IN WRITING OF THE DATE ON
10 WHICH THE CONDITION SPECIFIED IN THIS SUBSECTION (2)(b) HAS
11 OCCURRED BY E-MAILING THE NOTICE TO
12 REVISOROFSTATUTES.GA@COLEG.GOV. THIS SUBSECTION (2)(b) IS
13 REPEALED, EFFECTIVE UPON THE DATE IDENTIFIED IN THE NOTICE THAT
14 THE DEPARTMENT HAS CREATED THE WILD HORSE PROJECT OR, IF THE
15 NOTICE DOES NOT SPECIFY THAT DATE, UPON THE DATE OF THE NOTICE TO
16 THE REVISOR OF STATUTES."

17 Page 10, strike lines 6 through 8 and substitute "**off-range horses -
18 repeal.** (1) (a) A WILD HORSE WORKING GROUP IS CREATED IN THE
19 DEPARTMENT. THE WILD HORSE WORKING GROUP SHALL IDENTIFY AND
20 PURSUE:".

21 Page 10, line 20, strike "WILD HORSES" and substitute "NONFEDERAL WILD
22 OR UNCLAIMED HORSES".

23 Page 11, strike lines 24 through 26 and substitute:

24 "(B) A REPRESENTATIVE FROM EACH OF THE LOCAL ON-RANGE
25 WILD HORSE ORGANIZATIONS THAT MAINTAIN MEMORANDA OF
26 UNDERSTANDING WITH THE BUREAU TO CONDUCT ON-RANGE ACTIVITIES;".

27 Page 12, line 10, strike "EXECUTIVE DIRECTOR" and substitute "REGION
28 TWO REGIONAL FORESTER".

29 Page 12, line 20, strike "BY NOVEMBER 15, 2024, THE" and substitute
30 "(a) THE".

31 Page 12, after line 22 insert:

32 "(b) THE WORKING GROUP SHALL ATTEMPT TO MAKE LEGISLATIVE

1 RECOMMENDATIONS BY NOVEMBER 1, 2024, BUT SHALL MAKE THE
2 RECOMMENDATIONS BY NOVEMBER 1, 2025.

3 (c) THE WORKING GROUP SHALL MAKE RECOMMENDATIONS NOT
4 REQUIRING LEGISLATIVE ACTION AND REGARDING SOLUTIONS TO THE
5 ISSUES DESCRIBED IN THIS SECTION TO THE APPROPRIATE ENTITY IN A
6 TIMELY MANNER AND INCLUDE THE RECOMMENDATION IN THE ANNUAL
7 REPORT REQUIRED IN SECTION 35-66-103."

8 Page 13, after line 12 insert:

9 "(2) (a) THE DIRECTOR SHALL ANNUALLY REPORT TO THE
10 DEPARTMENT ON THE ACTIONS TAKEN TO MEET THE REQUIREMENTS OF
11 THIS SECTION. THE REPORT MUST INCLUDE THE ACTIVITIES PERFORMED
12 AND ACCOMPLISHED IN ACCORDANCE WITH THE STEWARDSHIP PROGRAM.

13 (b) THE DIRECTOR MAY RESCIND A GRANT FOR:

14 (I) FAILURE OF THE GRANT RECIPIENT TO PERFORM THE DUTIES TO
15 ACCOMPLISH THE PURPOSE FOR WHICH THE GRANT WAS MADE;

16 (II) LACK OF EFFECTIVENESS OF THE GRANT RECIPIENT'S ACTIONS
17 CONCERNING THE PURPOSES FOR WHICH THE GRANT WAS MADE; AND

18 (III) A LACK OF CONSISTENCY WITH THE EXPECTATIONS OF THE
19 WILD HORSE PROJECT IN MAKING THE GRANT."

20 Renumber succeeding subsection accordingly.

21 Page 15, strike line 1 and substitute "FERTILITY CONTROL METHODS THAT
22 ARE OR ARE SUBSTANTIALLY SIMILAR TO IMMUNOCONTRACEPTIVE
23 FERTILITY CONTROL VACCINES;"

24 Page 15, after line 5 insert:

25 "(4) (a) THE DIRECTOR SHALL ANNUALLY REPORT TO THE
26 DEPARTMENT ON THE ACTIONS TAKEN TO MEET THE REQUIREMENTS OF
27 THIS SECTION. THE REPORT MUST INCLUDE THE ACTIVITIES PERFORMED
28 AND ACCOMPLISHED IN ACCORDANCE WITH THE FERTILITY CONTROL
29 PROGRAM.

30 (b) THE DIRECTOR MAY RESCIND A GRANT FOR:

31 (I) FAILURE OF THE GRANT RECIPIENT TO PERFORM THE DUTIES TO
32 ACCOMPLISH THE PURPOSE FOR WHICH THE GRANT WAS MADE;

33 (II) LACK OF EFFECTIVENESS OF THE GRANT RECIPIENT'S ACTIONS
34 CONCERNING THE PURPOSES FOR WHICH THE GRANT WAS MADE; AND

35 (III) A LACK OF CONSISTENCY WITH THE EXPECTATIONS OF THE
36 WILD HORSE PROJECT IN MAKING THE GRANT."

- 1 Renumber succeeding subsection accordingly.
- 2 Page 15, lines 12 and 13, strike "COMMISSIONER SHALL" and substitute
3 "DEPARTMENT MAY".
- 4 Page 15, strike lines 14 through 19 and substitute "FERTILITY CONTROL
5 MANAGEMENT METHODS THAT ARE OR ARE SUBSTANTIALLY SIMILAR TO
6 IMMUNOCONTRACEPTIVE FERTILITY CONTROL VACCINES. THE
7 DEPARTMENT MAY ALSO SUPPORT ON-RANGE STEWARDSHIP AND
8 MANAGEMENT TO ENSURE THE SUSTAINABILITY OF WILD HORSES AND WILD
9 HORSE RANGE. IN IMPLEMENTING THIS SUBSECTION (1), THE DEPARTMENT
10 MAY:
- 11 (a) ENTER INTO CONTRACTS OR INTERAGENCY AGREEMENTS WITH
12 PRIVATE ENTITIES, INDIVIDUALS, TRIBES, LOCAL GOVERNMENTS, OR THE
13 UNITED STATES BUREAU OF LAND MANAGEMENT IN THE DEPARTMENT OF
14 THE INTERIOR; AND
- 15 (b) COOPERATE WITH:
- 16 (I) THE UNITED STATES BUREAU OF LAND MANAGEMENT IN THE
17 DEPARTMENT OF THE INTERIOR;
- 18 (II) THE SOUTHERN UTE TRIBE;
- 19 (III) THE UTE MOUNTAIN UTE TRIBE;
- 20 (IV) LOCAL GOVERNMENTS;
- 21 (V) OTHER STATE AGENCIES;
- 22 (VI) VOLUNTEERS;
- 23 (VII) CONTRACTORS; AND
- 24 (VIII) INTERESTED GROUPS OR INDIVIDUALS."
- 25 Page 16, line 3, strike "Wild Horse Project Fund" and substitute "wild
26 horse project fund".
- 27 Page 16, line 4, strike "35-66-104(1)(b)," and substitute "35-66-104
28 (1)(b),".
- 29 Page 1, line 102, strike "CREATING" and substitute "AUTHORIZING THE
30 CREATION OF".

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