EXHIBIT 5
DATE 3/9/2011
SB 233

SB 233: MEPA will no longer be used by decision makers for the permits, licenses, etc. under (8)(b):

(8) (a) "State-sponsored project" means:

(i) a project, program, or activity initiated and directly undertaken by a state agency;

(ii) EXCEPT AS PROVIDED IN SUBSECTION (8)(B)(I)(D), a project or activity supported through a contract, grant, subsidy, loan, or other form of funding assistance from a state agency, either singly or in combination with one or more other state agencies; or

(iii) EXCEPT AS PROVIDED IN SUBSECTION (8)(B)(I)(D), a project or activity authorized by a state agency acting in a land management capacity for a lease, easement, license, or other authorization to act.

(b) The term does not include:

(i) the issuance of permits, licenses, LEASES, EASEMENTS, GRANTS, LOANS, or other authorizations to act by the:

(A) department of environmental quality pursuant to Titles 75, 76, or 82;

(B) department of fish, wildlife, and parks pursuant to Title 87, ~~chapter~~ 4, part 4;

(C) board of oil and gas conservation pursuant to Title 82, chapter 11;

(D) department of natural resources and conservation pursuant to ~~Title~~ TITLES 76, 77, 82, AND 85; or

(ii) ~~a project or activity~~ involving the issuance of a permit, license, certificate, or other entitlement for ~~permission~~ to act by ~~another agency~~ acting in a regulatory capacity, either singly or in combination with ~~other~~ state agencies."

Title 75: air quality, radon control, water quality, public water supplies, waste and litter control, underground storage tanks, **Major Facility Siting Act (Transmission Lines).**

Title 76: state regulation of subdivisions (sanitation).

Title 82: mining, oil and gas, regulation of petroleum products, reclamation projects.

Title 87: Alternative Livestock Ranches

Title 82: oil and gas

Title 76: floodplain regulations

Title 77: State Lands

Title 82: mining, oil & gas

Title 85: water resources, including surface and ground water and dam safety.