

**U.S. DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT**

**SAN RAFAEL SWELL RECREATION AREA ADVISORY COUNCIL**

**CHARTER**

- 1. OFFICIAL DESIGNATION:** San Rafael Swell Recreation Area (Recreation Area) Advisory Council (Council).
  
- 2. AUTHORITY:** The Council is established under title I, subpart A § 1223 of the John D. Dingell, Jr. Conservation, Management, and Recreation Act of March 12, 2019, and section 309 of the Federal Land Policy and Management Act (FLPMA), as amended (43 U.S.C. 1739). The Bureau of Land Management (BLM) is subject to standards and procedures for the creation, operation, and termination of BLM advisory councils. Refer to the 1995 amended BLM regulations (43 CFR 1784) for specific regulations regarding composition (1784.2-1); avoidance of conflicts of interest (1784.2-2); calls for nominations (1784.4-1); notice of meetings (1784.4-2); open meetings (1784.4-3); records (1784.5-3); course of instruction for members (1784.6-1(f)); and quorum requirements (1784.6-1(h)). The Council is regulated by the Federal Advisory Committee Act (FACA), as amended (5 U.S.C. Appendix 2).
  
- 3. OBJECTIVES AND SCOPE OF ACTIVITIES:** The Council shall advise the Secretary of the Interior (Secretary) with respect to the preparation and implementation of the management plan for the San Rafael Swell Recreation Area.
  
- 4. DESCRIPTION OF DUTIES:** Council duties and responsibilities, where applicable, are as follows:
  1. Upon the request of the Designated Federal Officer (DFO), provide information and advice regarding the development and implementation of the Recreation Area Management Plan.
  
  2. Provide recommendations for implementation of Secretary's Order 3347, Conservation Stewardship and Outdoor Recreation, and Secretary's Order 3356, Hunting, Fishing, Recreational Shooting, and Wildlife Conservation Opportunities and Coordination with States, Tribes, and Territories. Recommendations shall include, but are not limited to:
    - (a) assessing and quantifying implementation of the Secretary's Orders and recommendations to enhance and expand their implementation as identified;
  
    - (b) policies and programs that:
      - (1) increase outdoor recreation opportunities for all Americans, with a focus on engaging youth, veterans, minorities, and other communities that traditionally have low participation in outdoor recreation;

- (2) expand access for hunting and fishing on the BLM land in a manner that respects the rights and privacy of the owners of non-public lands;
  - (3) increase energy, transmission, infrastructure, or other relevant projects while avoiding or minimizing potential negative impacts on wildlife; and
  - (4) create greater collaboration with States, Tribes, and/or Territories.
3. Provide recommendations for implementation of the regulatory reform initiatives and policies specified in section 2 of Executive Order 13777, Reducing Regulation and Controlling Regulatory Costs; Executive Order 12866, Regulatory Planning and Review, as amended; and section 6 of Executive Order 13563, Improving Regulation and Regulatory Review. Recommendations shall include, but are not limited to:
  - (a) identifying regulations for repeal, replacement, or modification, considering, at a minimum, those regulations that:
    - (1) eliminate jobs or inhibit job creation;
    - (2) are outdated, unnecessary, or ineffective;
    - (3) impose costs that exceed benefits;
    - (4) create a serious inconsistency or otherwise interfere with regulatory reform initiatives and policies;
    - (5) rely, in part or in whole, on data or methods that are not publicly available or insufficiently transparent to meet the standard for reproducibility; or
    - (6) derive from or implement Executive Orders or other Presidential and Secretarial directives that have been subsequently rescinded or substantially modified.
4. Provide recommendations for implementation of Secretary's Order 3354, Supporting and Improving the Federal Onshore Oil and Gas Leasing Program and Federal Solid Mineral Leasing Program. Recommendations shall include, but are not limited to:
  - (a) supporting and improving the implementation of the oil and gas quarterly lease sale provision found in the Mineral Leasing Act;
  - (b) identifying options to improve the Federal onshore oil and gas leasing program and the Federal solid mineral leasing program, as well as identifying additional steps to enhance exploration and development of Federal onshore oil and gas resources and Federal solid mineral resources; and
  - (c) developing an effective strategy to address permitting applications efficiently and effectively as well as develop clear actionable goals for reducing the permit processing time.

5. Provide recommendations for collaborative and innovative solutions to aggressively address wildland fires on public lands, as guided by Executive Order 13855, Promoting Acting Management of America's Forests, Rangeland, and Other Federal Lands To Improve Conditions and Reduce Wildfire Risk; Secretary's Order 3372, Reducing Wildfire Risks on Department of the Interior Land Through Active Management; and the Secretary's memorandum on wildfires dated September 11, 2017, by:

- (a) utilizing existing policies as well as national and regional methods of fuel control;
- (b) identifying new solutions for the application of existing policies and innovative fuel control methods;
- (c) better integrating State, local, and Tribal stakeholders in wildfire prevention and suppression;
- (d) establishing methods which emphasize the importance of firefighting and public safety; and
- (e) ensuring that landscapes are restored and maintained.

All current and future Executive Orders, Secretary's Orders, and Secretarial memos should be included for discussion and recommendations as they are released. At the conclusion of each meeting or shortly thereafter, provide a detailed meeting recommendation report, including meeting minutes, to the DFO.

- 5. **OFFICIAL TO WHOM THE COUNCIL REPORTS:** The Council provides advice to the Secretary through the DFO.
- 6. **SUPPORT:** Administrative support and funding for activities of the Council will be provided by the office of the DFO.
- 7. **ESTIMATED ANNUAL OPERATING COSTS AND STAFF YEARS:** The annual operating costs associated with supporting the Council's activities are estimated to be \$50,000, including all direct and indirect expenses and 0.30 Federal staff years support.
- 8. **DESIGNATED FEDERAL OFFICER:** The DFO is the BLM's Green River District Manager, a full-time Federal employee appointed in accordance with Bureau procedures. The DFO will approve or call all Council and subcommittee meetings, prepare and approve all meeting agendas, attend all Council and subcommittee meetings, adjourn any meeting when the DFO determines adjournment to be in the public interest, and chair meetings when directed to do so by the Secretary.
- 9. **ESTIMATED NUMBER AND FREQUENCY OF MEETINGS:** The Council will meet approximately two to four times annually, and at such other times as designated by the DFO.
- 10. **DURATION:** Continuing.

11. **TERMINATION:** The Council will be inactive 2 years from the date the charter is filed, unless, prior to that date, it is renewed in accordance with the provisions of section 14 of the FACA. The Council will not meet or take any action without a valid current charter.

The Council is expected to continue until the resource management plan is prepared and approved by the Secretary and advice or recommendations are provided to the Secretary for consideration in regards to the implementation of the resource management plan for the San Rafael Swell Recreation Area, and will not continue past that time.

12. **MEMBERSHIP AND DESIGNATION:** The Council will include seven members to be appointed by the Secretary as follows:

- 1) A representative of the Emery County Commission;
- 2) A representative of motorized recreational users;
- 3) A representative of non-motorized recreational users;
- 4) A representative of grazing allotment permittees within the Recreation Area or wilderness areas designated;
- 5) A representative of conservation organizations;
- 6) A representative with expertise in the historical uses of the Recreation Area; and
- 7) An elected leader of a federally recognized tribe that has significant cultural or historic connections to, and expertise in, the landscape, archeological sites, or cultural sites within the County.

Members will be appointed to the Council to serve 3-year staggered terms.

13. **ETHICS RESPONSIBILITIES OF MEMBERS:** No Council or subcommittee member will participate in any Council or subcommittee deliberations or votes relating to a specific party matter before the Department or its bureaus and offices including a lease, license, permit, contract, grant, claim, agreement, or litigation in which the member or the entity the member represents has a direct financial interest.

As provided in 43 CFR 1784.2-2, members of the Council shall be required to disclose their direct or indirect interest in leases, licenses, permits, contracts, or claims that involve lands or resources administered by BLM, or in any litigation related thereto. For the purpose of this paragraph, indirect interest includes holdings of a spouse or dependent child. The DFO must report any required disclosures under this paragraph to the BLM Deputy Ethics Counselor, who will coordinate with the Departmental Ethics Office as appropriate.

14. **SUBCOMMITTEES:** Subject to the DFO's approval, subcommittees may be formed for the purposes of compiling information or conducting research. However, such subcommittees must act only under the direction of the DFO and must report their recommendations to the full Council for consideration. Subcommittees must not provide advice or work products directly to the Bureau. Subcommittees will meet as necessary to accomplish their assignments, subject to the approval of the DFO and the availability of resources.

15. **RECORDKEEPING:** The Records of the Council, and formally and informally established subcommittees of the Council, shall be handled in accordance with General Records Schedule 6.2 and other approved Agency records disposition schedules. These records shall be available for public inspection and copying, subject to the Freedom of Information Act (5 U.S.C. 552).

  
Secretary of the Interior

12/19/19  
Date

JAN 22 2020  
Date Filed

