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

STATE OF COLORADO
DOMINGUEZ-ESCALANTE NATIONAL CONSERVATION AREA
ADVISORY COUNCIL

CHARTER

1. **OFFICIAL DESIGNATION:** Dominguez-Escalante National Conservation Area Advisory Council (Council).

2. **AUTHORITY:** The Council is established under the authority of Title II, Subtitle E– "Dominguez-Escalante National Conservation Area (NCA)" of the Omnibus Public Land Management Act of 2009 (16 U.S.C. 460zzz-6). The Council shall be subject to 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 committees. Refer to the 1995 amended BLM regulations (43 CFR 1784) for specific regulations regarding 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 Dominguez-Escalante National Conservation Area Resource Management Plan (RMP).

4. **DESCRIPTION OF DUTIES:** The duties of the Council are solely advisory and are as stated in paragraph 3 above.

5. **OFFICIAL TO WHOM THE COUNCIL REPORTS:** The Council provides advice to the Secretary through the Designated Federal Officer (DFO).

6. **SUPPORT:** Administrative support and funding for activities of the Council will be provided by BLM.

7. **ESTIMATED ANNUAL OPERATING COSTS AND STAFF YEARS:** The annual operating costs associated with supporting the Council's activities are estimated to be $15,000, including all direct and indirect expenses and 0.20 Federal staff years support.

8. **DESIGNATED FEDERAL OFFICER:** The DFO is BLM's Dominguez-Escalante National Conservation Area Manager, who is a full-time Federal employee appointed in accordance with Agency 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 one to four times annually and at such other times as designated by the DFO.

10. **DURATION:** The Council shall terminate on the date that is 1 year from the date on which the management plan is adopted by the Secretary.

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.

12. **MEMBERSHIP AND DESIGNATION:** The Council shall include 10 members to be appointed by the Secretary, of whom, to the extent practicable:

    (1) one member shall be appointed after considering the recommendations of the Mesa County Commission;

    (2) one member shall be appointed after considering the recommendations of the Montrose County Commission;

    (3) one member shall be appointed after considering the recommendations of the Delta County Commission;

    (4) one member shall be appointed after considering the recommendations of the permittees holding grazing allotments within the NCA or the Dominguez Canyon Wilderness Area (Wilderness); and

    (5) six members shall reside in, or within reasonable proximity to, Mesa County, Delta County, or Montrose County, Colorado, with backgrounds that reflect:

        (A) the purposes for which the NCA or Wilderness was established; and

        (B) the interests of the stakeholders that are affected by the planning and management of the NCA and Wilderness.

    The Secretary shall ensure that the membership of the Council is fairly balanced in terms of the points of view represented and the functions performed by the Council.

    Members may be appointed as representatives or special Government employees. Members appointed as special Government employees are required to complete annual ethics training and may be required to file a confidential financial disclosure report.

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

13. **ETHICS RESPONSIBILITIES OF MEMBERS**: No Committee or subcommittee member will participate in any matter including a lease, license, permit, contract, claim, agreement, or related litigation with the Department in which the member has a direct financial interest.

As provided in 43 CFR 1784.2-2, members of the Committee 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 purposes of this paragraph, indirect interest includes holdings of a spouse or dependent child.

The Department of the Interior will provide materials to members appointed as special Government employees explaining their ethical obligations. Consistent with the ethics requirements, members will endeavor to avoid any actions that would cause the public to question the integrity of the Committee's operations, activities, or advice. The provisions of this paragraph do not affect any other statutory or regulatory ethical obligations to which a member may be subject.

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 Agency. 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 Record Schedule 6.2, and other approved Agency records disposition schedule. These records shall be available for public inspection and copying, subject to the Freedom of Information Act, 5 U.S.C. 552.

Sally Jewell

Secretary of the Interior

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Date

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Date Filed