

**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 pursuant to section 1223 of the John D. Dingell, Jr. Conservation, Management, and Recreation Act (16 U.S.C. § 460ddd-2); section 309 of the Federal Land Policy and Management Act, as amended (43 U.S.C. § 1739); and operated pursuant to the Federal Advisory Committee Act, as amended (5 U.S.C. Ch. 10). In addition, the Bureau of Land Management (BLM) is subject to certain standards and procedures for the creation, operation, and termination of BLM advisory councils found at 43 CFR subpart 1784.
3. **OBJECTIVES AND SCOPE OF ACTIVITIES:** The Council will furnish advice and recommendations to the Secretary of the Interior (Secretary), acting through the Director of the BLM (Director), with respect to the preparation and implementation of the management plan for the San Rafael Swell Recreation Area.
4. **DESCRIPTION OF DUTIES:** The Council will advise the Secretary with respect to the preparation and implementation of the Recreation Area Management Plan.
5. **OFFICIAL TO WHOM THE COUNCIL REPORTS:** The Council provides advice to the Secretary through the Director.
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 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 two to four times annually, and at such other times as designated by the DFO.
10. **DURATION:** Continuing.

11. **TERMINATION:** The Council will become 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 Federal Advisory Committee Act. 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 and recommendations are provided to the Secretary for consideration in regard 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:

- a) A representative of the Emery County Commission;
- b) A representative of motorized recreational users;
- c) A representative of non-motorized recreational users;
- d) A representative of grazing allotment permittees within the Recreation Area or wilderness areas designated;
- e) A representative of conservation organizations;
- f) A representative with expertise in the historical uses of the Recreation Area; and
- g) 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 staggered 3-year terms.

A quorum is established when five members are present.


13. **ETHICS RESPONSIBILITIES OF MEMBERS:**

Special Government Employee Members. Members of the Council appointed as special Government employees are subject to applicable Federal ethics statutes and regulations, to include applicable exceptions and exemptions. Additionally, SGE members are required, prior to appointment and annually thereafter, to file a Confidential Financial Disclosure Report. SGE members are also required to receive initial ethics training prior to performing any Council duties and to receive annual ethics training thereafter. The Department of the Interior will provide materials to those members serving as special Government employees, explaining their ethical obligations.

Non-Federal Members Who Are Not Special Government Employees. Such non-Federal members of the Council are not subject to Federal ethics statutes and regulations. However, those non-Federal members may not 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 purposes of this paragraph, indirect interest includes holdings of a spouse or dependent child.

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:** Detailed records must be kept of each Council and formally or informally established Council subcommittee meeting. All records must be made available to the public, subject to the Freedom of Information Act (5 U.S.C. § 552), and must be handled in accordance with General Records Schedule 6.2 and other approved Agency records disposition schedules.



Secretary of the Interior

NOV 09 2023

Date

NOV 9, 2023

Date Filed