

73-5a-101 Power of state engineer to regulate dams.

- (1) The state engineer has the authority to regulate dams for the purpose of protecting public safety.
- (2) To protect life and property, the state engineer may make rules controlling the construction and operation of dams, including rules controlling:
 - (a) design;
 - (b) maintenance;
 - (c) repair;
 - (d) removal; and
 - (e) abandonment.
- (3) The state engineer may by rule exempt from this chapter any dam that:
 - (a) impounds less than 20 acre-feet of water and does not constitute a threat to human life if it fails; or
 - (b) does not constitute a threat to human life and would result in only minor damage to property of the owner if it fails.

Enacted by Chapter 319, 1990 General Session