

**19-5-113 Power of director to enter property for investigation -- Records and reports required of owners or operators.**

- (1) The director or the director's authorized representative has, after presentation of credentials, the authority to enter at reasonable times upon any private or public property for the purpose of:
  - (a) sampling, inspecting, or investigating matters or conditions relating to pollution or the possible pollution of any waters of the state, effluents or effluent sources, monitoring equipment, or sewage sludge; and
  - (b) reviewing and copying records required to be maintained under this chapter.
- (2)
  - (a) The board may make rules, in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, that require a person managing sewage sludge, or the owner or operator of a disposal system, including a system discharging into publicly owned treatment works, to:
    - (i) establish and maintain reasonable records and make reports relating to the operation of the system or the management of the sewage sludge;
    - (ii) install, use, and maintain monitoring equipment or methods;
    - (iii) sample, and analyze effluents or sewage sludges; and
    - (iv) provide other information reasonably required.
  - (b) The records, reports, and information shall be available to the public except as provided in Subsection 19-1-306(2) or Subsections 63G-2-305(1) and (2), Government Records Access and Management Act, as appropriate, for other than effluent information.

Amended by Chapter 360, 2012 General Session