

Part 6 Emergencies

73-5a-601 Emergency action plans required.

- (1) The owner of any dam which, in the state engineer's opinion, may pose a threat to life or cause significant damage to property if it fails shall prepare a plan of action to be implemented when an emergency involving the dam occurs.
- (2) In the case of a dam in operation prior to May 1, 1991, the emergency action plan shall be submitted to the state engineer for his approval by May 1, 1994.
- (3) In the case of a dam beginning operations on or after May 1, 1991, the emergency action plan shall be submitted to the state engineer prior to the date of the final inspection.

Enacted by Chapter 319, 1990 General Session

73-5a-602 State engineer to specify contents of emergency action plans.

By May 1, 1991, the state engineer shall adopt rules specifying the contents of an emergency action plan.

Enacted by Chapter 319, 1990 General Session

73-5a-603 Emergency power of state engineer.

- (1) The state engineer may intervene during dam emergencies if the owner of the dam cannot be found or is unwilling to take appropriate action. Intervention may occur only when, in the judgment of the state engineer, the condition of any dam is so dangerous to the safety of life or property as to not permit time for issuance and enforcement of any order.
- (2) Emergency actions may include:
 - (a) alerting appropriate public safety entities of the problem;
 - (b) draining the reservoir;
 - (c) hiring personnel or leasing equipment to undertake emergency operations; or
 - (d) taking other steps considered necessary to safeguard life and property.
- (3) Any expenses incurred in undertaking emergency operations shall be reimbursed by the owner of the dam.

Enacted by Chapter 319, 1990 General Session