

1 **STATE WATER DEVELOPMENT COMMISSION AMENDMENTS**

2 2012 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Margaret Dayton**

5 House Sponsor: Patrick Painter

7 **LONG TITLE**

8 **General Description:**

9 This bill changes the membership of the State Water Development Commission.

10 **Highlighted Provisions:**

11 This bill:

12 ▶ increases the number of legislators serving on the State Water Development

13 Commission;

14 ▶ designates non-legislative members of the commission as non-voting members;

15 ▶ eliminates the requirement that legislative members on the commission represent
16 certain river districts; and

17 ▶ makes technical changes.

18 **Money Appropriated in this Bill:**

19 None

20 **Other Special Clauses:**

21 None

22 **Utah Code Sections Affected:**

23 AMENDS:

24 **73-27-102**, as last amended by Laws of Utah 2009, Chapter 254

25 REPEALS:

26 **73-27-104**, as enacted by Laws of Utah 2000, Chapter 124

27 **73-27-105**, as enacted by Laws of Utah 2000, Chapter 124

28
29 *Be it enacted by the Legislature of the state of Utah:*

30 Section 1. Section **73-27-102** is amended to read:

31 **73-27-102. State Water Development Commission created.**

32 (1) The ~~[Joint Governorial and Legislative]~~ State Water Development Commission is
33 created to determine the state's role in the protection, conservation, and development of the
34 state's water resources.

35 (2) The commission membership shall include:

36 (a) ~~[four]~~ five members of the Senate, ~~[of whom:]~~ appointed by the president of the
37 Senate, no more than four of whom may be from the same political party;

38 ~~[(i) no more than one shall represent the same river district; and]~~

39 ~~[(ii) no more than two shall be from the same party, except the president of the Senate~~
40 ~~may appoint up to three senators from the same party if the appointment is necessary to comply~~
41 ~~with Subsection (2)(a)(i);]~~

42 (b) ~~[six]~~ eight members of the House of Representatives, ~~[of whom no more than two~~
43 ~~shall represent the same river district and no more than four shall]~~ appointed by the speaker of
44 the House of Representatives, no more than six of whom may be from the same political party;
45 and

46 (c) the following non-voting members, appointed by the governor:

47 ~~[(e)]~~ (i) a representative of the Office of the Governor;

48 ~~[(d)]~~ (ii) a representative of the Green River District;

49 ~~[(e)]~~ (iii) a representative of the Upper Colorado River District;

50 ~~[(f)]~~ (iv) a representative of the Lower Colorado River District;

51 ~~[(g)]~~ (v) a representative of the Lower Sevier River District;

52 ~~[(h)]~~ (vi) a representative of the Upper Sevier River District;

53 ~~[(i)]~~ (vii) a representative of the Provo River District;

54 ~~[(j)]~~ (viii) a representative of the Salt Lake District;

55 ~~[(k)]~~ (ix) a representative of the Weber River District;

56 ~~[(l)]~~ (x) a representative of the Bear River District;

57 ~~[(m)]~~ (xi) the executive director of the Department of Natural Resources;

- 58 ~~[(n)]~~ (xii) the executive director of the Department of Environmental Quality;
- 59 ~~[(o)]~~ (xiii) the commissioner of agriculture and food;
- 60 ~~[(p)]~~ (xiv) a member of the Board of Water Resources;
- 61 ~~[(q)]~~ (xv) a representative of an organized environmental group; and
- 62 ~~[(r)]~~ (xvi) a representative of agricultural production.

63 (3) The president of the Senate and the speaker of the House of Representatives shall,
64 to the extent possible, appoint members under Subsections (2)(a) and (b) that represent both
65 rural and urban areas of the state.

66 ~~[(3) The president of the Senate and the speaker of the House shall appoint the~~
67 ~~commission members from the Senate and the House, respectively. The governor shall appoint~~
68 ~~the other commission members.]~~

69 ~~[(4) The president of the Senate and the speaker of the House shall designate one~~
70 ~~senator and one representative, respectively, as cochair.]~~

71 ~~[(5) Attendance of a majority of the members at a meeting constitutes a quorum for the~~
72 ~~transaction of the business of the commission.]~~

73 (4) (a) The president of the Senate shall designate a member of the Senate appointed
74 under Subsection (2)(a) as a cochair of the commission.

75 (b) The speaker of the House of Representatives shall designate a member of the House
76 of Representatives appointed under Subsection (2)(b) as a cochair of the commission.

77 (5) Attendance by at least 50% of one legislative house and more than 50% of the other
78 legislative house constitutes a quorum.

79 (6) (a) Salaries and expenses of the members of the commission shall be paid in
80 accordance with Section 36-2-2 and Legislative Joint Rules, Title 5, Chapter 3, Expense and
81 Mileage Reimbursement for Authorized Legislative Meetings, Special Sessions, and Veto
82 Override Sessions.

83 (b) Commission members who are employees of the state shall receive no additional
84 compensation.

85 (c) Other commission members shall receive no compensation or expenses for their

86 service on the commission.

87 (7) The Office of Legislative Research and General Counsel shall provide staff support
88 to the commission.

89 Section 2. **Repealer.**

90 This bill repeals:

91 Section **73-27-104, Compensation and expenses of commission members.**

92 Section **73-27-105, Staffing.**