

HJR015S01 compared with HJR015

~~deleted text~~ shows text that was in HJR015 but was deleted in HJR015S01.

Inserted text shows text that was not in HJR015 but was inserted into HJR015S01.

DISCLAIMER: This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Representative Keven J. Stratton proposes the following substitute bill:

PROPOSAL TO AMEND UTAH CONSTITUTION ~~{ }~~ =

MUNICIPAL WATER AMENDMENT

2018 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Keven J. Stratton

Senate Sponsor: _____

LONG TITLE

General Description:

This joint resolution of the Legislature proposes to amend the Utah Constitution to modify a provision relating to municipal waterworks, water rights, or sources of water supply.

Highlighted Provisions:

This resolution proposes to amend the Utah Constitution to:

- ▶ eliminate a restriction against a municipal corporation leasing its waterworks, water rights, or sources of water ~~{ }~~; and
- ▶ limit the scope of current prohibitions against selling, alienating, or disposing of waterworks, water rights, or sources of water.

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Special Clauses:

This resolution directs the lieutenant governor to submit this proposal to voters.

This resolution provides a contingent effective date of January 1, 2019 for this proposal.

Utah Constitution Sections Affected:

AMENDS:

ARTICLE XI, SECTION 6

Be it resolved by the Legislature of the state of Utah, two-thirds of all members elected to each of the two houses voting in favor thereof:

Section 1. It is proposed to amend Utah Constitution, Article XI, Section 6, to read:

Article XI, Section 6. [Municipalities forbidden to sell waterworks or rights.]

No municipal corporation, shall directly or indirectly, [~~lease,~~] sell, alien₂ or dispose of any waterworks, water rights, or sources of water supply now, or hereafter to be owned or controlled by it; but all such waterworks, water rights and sources of water supply now owned or hereafter to be acquired by any municipal corporation, shall be preserved, maintained and operated by it for supplying its inhabitants with water at reasonable charges: Provided, That nothing herein contained shall be construed to prevent any such municipal corporation from:

(1) contractually committing water currently in excess of the needs of its inhabitants for use outside its corporate limits;

(2) selling the commodity of water to retail customers outside its corporate limits but within the area to which the municipal corporation has lawfully extended its physical distribution system; or

(3) exchanging water-rights, or sources of water supply, for other water-rights or sources of water supply of equal value, and to be devoted in like manner to the public supply of its inhabitants.

Section 2. **Submittal to voters.**

The lieutenant governor is directed to submit this proposed amendment to the voters of the state at the next regular general election in the manner provided by law.

Section 3. **Contingent effective date.**

If the amendment proposed by this joint resolution is approved by a majority of those voting on it at the next regular general election, the amendment shall take effect on January 1,

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2019.

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Legislative Review Note

Office of Legislative Research and General Counsel†