

**PUBLIC ENTITY WATER USERS AMENDMENTS**

2020 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Jacob L. Anderegg**

House Sponsor: \_\_\_\_\_

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**LONG TITLE**

**General Description:**

This bill address use of water by specific public entities.

**Highlighted Provisions:**

This bill:

- ▶ defines terms;
- ▶ requires the development and submission of certain water plans;
- ▶ provides for the approval of the plans;
- ▶ provides rulemaking authority;
- ▶ requires compliance with a conservation plan;
- ▶ requires metering of water used by a public entity water user; and
- ▶ provides that a public entity water user may not receive state money for water

development if it fails to comply with the requirements.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

ENACTS:

**73-10-35**, Utah Code Annotated 1953



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

29 Section 1. Section **73-10-35** is enacted to read:

30 **73-10-35. Water used by public entity water user.**

31 (1) As used in this section:

32 (a) "Board" means the Board of Water Resources created in Section [73-10-1.5](#).

33 (b) "Division" means the Division of Water Resources created under Section [73-10-18](#).

34 (c) "Public entity water user" means a county, city, town, or metro township.

35 (d) "Used by a public entity water user" means water used:

36 (i) in relation to a building or other structure owned, leased, or used by a public entity  
37 water user; or

38 (ii) to water land owned, leased, or used by a public entity water user.

39 (2) (a) A public entity water user shall:

40 (i) (A) develop a plan for metering water used by the public entity water user; and

41 (B) adopt a conservation plan, consistent with the conservation plan created under

42 Section [73-10-32](#), that applies to the efficient water use by a public water user, including  
43 appropriate timing for the watering of land; and

44 (ii) submit the plans described in Subsection (2)(a)(i) by no later than November 30,  
45 2020, to the division for approval by the division by no later than December 31, 2020.

46 (b) If the division does not approve a plan under Subsection (2)(a), the public entity  
47 water user shall modify the plan until the plan is approved by the division.

48 (c) The board shall provide technical resources to a public entity water user to prepare  
49 and implement a plan described in Subsection (2)(a).

50 (d) The board may by rule made in accordance with Title 63G, Chapter 3, Utah  
51 Administrative Rulemaking Act, provide guidelines and exemptions from the requirements of a  
52 plan described in Subsection (2)(a).

53 (3) A public entity water user shall follow the conservation plan adopted under  
54 Subsection (2), unless the board exempts the public entity water user upon application to the  
55 board by the public entity water user establishing extenuating circumstances.

56 (4) A public entity water user shall ensure that water used by the public entity water  
57 user is metered by no later than January 1, 2021.

58 (5) A public entity water user may not receive state money for water development if the

59 board determines that the public entity water user fails to comply with the requirements of this  
60 section.