

1 **STATEWIDE AQUATIC INVASIVE SPECIES EMERGENCY**

2 **RESPONSE PLAN**

3 2021 GENERAL SESSION

4 STATE OF UTAH

5 **Chief Sponsor: Keven J. Stratton**

6 Senate Sponsor: David P. Hinkins

7

8 **LONG TITLE**

9 **Committee Note:**

10 The Legislative Water Development Commission recommended this bill.

11 Membership: 13 legislators 11 non-legislators

12 Total Vote: 10 voting for 0 voting against 3 absent

13 Legislative Vote: 10 voting for 0 voting against 3 absent

14 The Natural Resources, Agriculture, and Environment Interim Committee
15 recommended this bill.

16 Legislative Vote: 16 voting for 0 voting against 3 absent

17 **General Description:**

18 This bill addresses the development of a statewide aquatic invasive species emergency
19 response plan.

20 **Highlighted Provisions:**

21 This bill:

22 ▶ defines terms;

23 ▶ requires the Division of Wildlife Resources to:

24 • develop a statewide aquatic invasive species emergency response plan aimed at
25 remediating the spread of aquatic invasive species throughout the state;

26 • present the statewide aquatic invasive species emergency response plan, any
27 proposed legislation to effectuate the plan, and an estimate of the cost to



28 effectuate the plan, to the Legislature for consideration; and

- 29 • report to the Legislature on any events that require implementation of the plan.

30 **Money Appropriated in this Bill:**

31 None

32 **Other Special Clauses:**

33 None

34 **Utah Code Sections Affected:**

35 ENACTS:

36 **23-27-501**, Utah Code Annotated 1953



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

39 Section 1. Section **23-27-501** is enacted to read:

40 **Part 5. Statewide Aquatic Invasive Species Emergency Response Plan**

41 **23-27-501. Aquatic Invasive Species Emergency Response Plan.**

42 (1) As used in this section:

43 (a) "Committee" means the Natural Resources, Agriculture, and Environment Interim
44 Committee.

45 (b) "Emergency response plan" means the statewide aquatic invasive species
46 emergency response plan developed by the division in accordance with this part.

47 (2) The division shall develop a statewide aquatic invasive species emergency response
48 plan to address the potential spread of aquatic invasive species throughout the state.

49 (3) In developing the emergency response plan, the division shall coordinate with
50 public and private entities that may be necessary or helpful to remediating the potential spread
51 of aquatic invasive species throughout the state.

52 (4) The emergency response plan shall:

53 (a) designate the division as the entity that will coordinate the implementation of the
54 emergency response plan;

55 (b) provide for annual review of the emergency response plan by the division;

56 (c) provide that the emergency response plan may only be implemented if the division
57 detects aquatic invasive species, including Dreissena mussels, at a water body, facility, or water
58 supply system within the state; and

59 (d) define what constitutes a detection of aquatic invasive species at a water body,
60 facility, or water supply system.

61 (5) On or before August 1, 2021, the division shall submit to the committee the
62 following:

63 (a) the emergency response plan;

64 (b) proposed legislation that may be necessary to effectuate the emergency response
65 plan or to increase the effectiveness of the emergency response plan; and

66 (c) an analysis and estimate of the cost to implement the emergency response plan.

67 (6) After receiving the items described in Subsection (5), the committee may:

68 (a) approve the emergency response plan;

69 (b) return the plan to the division for further study and evaluation;

70 (c) draft legislation proposed or requested by the division; or

71 (d) take action to further the funding of the emergency response plan.

72 (7) If an event requires the implementation of the emergency response plan, the
73 division shall report on that event and the implementation of the emergency response plan to
74 the committee.