

26 73-27-103, as last amended by Laws of Utah 2021, Chapter 354

27 ENACTS:

28 63A-5b-1108, Utah Code Annotated 1953

29 73-10-36, Utah Code Annotated 1953

30

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

32 Section 1. Section **63A-5b-1108** is enacted to read:

33 **63A-5b-1108. Water conservation and state government facilities.**

34 (1) As used in this section:

34a ~~Ĥ~~→ (a) **"Division" means the Division of Water Resources.** ←~~Ĥ~~

35 ~~Ĥ~~→ [~~(a)~~] (b) ←~~Ĥ~~ "Grounds" means the real property, whether fenced or unfenced, of the  
35a parcel of

36 land on which is located a state government facility, including a public or private driveway,  
37 street, sidewalk or walkway, parking lot, or parking garage on the property.

38 ~~Ĥ~~→ [~~(b)~~] (c) ←~~Ĥ~~ (i) Except as provided in Subsection (1) ~~Ĥ~~→ [~~(b)~~] (c) ←~~Ĥ~~ (ii), "lawn or  
38a turf" means nonagricultural

39 land planted in closely mowed, managed grasses.

40 (ii) "Lawn or turf" does not include a golf course, park, athletic field, or sod farm.

41 ~~Ĥ~~→ [~~(c)~~] (d) ←~~Ĥ~~ "Reconstructed" means that a building is subject to construction that  
41a affects the

42 exterior of the building or the building's grounds.

43 ~~Ĥ~~→ [~~(d)~~] (e) ←~~Ĥ~~ (i) "State agency" means a department, division, office, entity, agency, or  
43a other unit

44 of state government.

45 (ii) "State agency" includes an institution of higher education.

46 ~~Ĥ~~→ [~~(e)~~] (f) ←~~Ĥ~~ (i) "State government facility" means a building, structure, or other  
46a improvement

47 that is constructed on property owned by the state, the state's departments, commissions,

48 institutions, or other state agency.

49 (ii) "State government facility" does not include:

50 (A) an unoccupied structure that is a component of the state highway system;

51 (B) a privately owned structure that is located on property owned by the state, the  
52 state's department, commission, institution, or other state agency; or

53 (C) a structure that is located on land administered by the trust lands administration  
54 under a lease, permit, or contract with the trust lands administration.

55 (2) (a) Unless exempted under Subsection (2)(b), a state agency that owns or occupies  
56 a state government facility that is built or reconstructed on or after May 4, 2022, may not have

57 more than 20% of the grounds of the state government facility be lawn or turf.

58 (b) The division may exempt a state government facility from the restrictions of  
 59 Subsection (2)(a) if the division determines that the purposes of a state agency that occupies the  
 60 state government facility requires additional lawn or turf.

61 (3) (a) A state agency shall reduce the state agency's outdoor water use as compared to  
 62 the state agency's outdoor water use for fiscal year 2020:

63 (i) in an amount equal to or greater than 5% by the end of fiscal year 2023; and

64 (ii) in an amount equal to or greater than 25% by the end of fiscal year 2026.

65 (b) A state agency shall submit the following information to the ~~H→ [Division of Water~~  
 66 Resources] division ←H :

67 (i) by no later than October 1, 2022:

68 (A) the state agency's water use for fiscal year 2020; and

69 (B) the state agency's water use for fiscal year 2022;

70 (ii) by no later than October 1, 2023, the state agency's water use for fiscal year 2023;

71 and

72 (iii) by no later than October 1, 2026, the state agency's water use for fiscal year 2026.

73 (c) The ~~H→ [Division of Water Resources] division ←H shall:~~

74 (i) post the information provided to the ~~H→ [Division of Water Resources] division ←H~~

74a under this

75 Subsection (3) on a public website; and

76 (ii) by rule, made in accordance with Title 63G, Chapter 3, Utah Administrative  
 77 Rulemaking Act, establish a uniform measure for purposes of this section of a state agency's  
 78 water use.

79 (4) ~~H→ [A] Except when allowed by the division, a ←H state agency may not water~~  
 79a landscapes at a state government facility between the

80 hours of 10 a.m. and 6 p.m.

81 (5) A state agency shall do the following at a state government facility:

82 (a) follow weekly lawn watering guides if issued by the ~~H→ [Division of Water Resources]~~  
 82a division ←H ;

83 (b) manually shut off systems during rain and wind events if the landscape irrigation  
 84 system does not have rain and wind shutoff functions;

85 (c) implement a leak-detection and repair program for outdoor use;

86 (d) coordinate with the ~~H→ [Division of Water Resources] division ←H to implement water~~  
 86a efficient

87 methods, technologies, and practices; and