

28 63I-1-273, as last amended by Laws of Utah 2023, Chapters 205, 261

29 73-10-18, as last amended by Laws of Utah 2023, Chapter 140

30 ENACTS:

31 73-10-39, Utah Code Annotated 1953



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

34 Section 1. Section 63I-1-273 is amended to read:

35 **63I-1-273. Repeal dates: Title 73.**

36 (1) Title 73, Chapter 27, Legislative Water Development Commission, is repealed  
37 January 1, 2031.

38 (2) Section 73-10-39, which requires reporting related to state legislative water  
39 optimization efforts, is repealed July 1, ~~H~~→ [2034] 2030 ←H .

40 [~~2~~] (3) Title 73, Chapter 10g, Part 2, Agricultural Water Optimization, is repealed  
41 July 1, 2028.

42 [~~3~~] (4) Section 73-18-3.5, which authorizes the Division of Outdoor Recreation to  
43 appoint an advisory council that includes in the advisory council's duties advising on boating  
44 policies, is repealed July 1, 2024.

45 [~~4~~] (5) In relation to Title 73, Chapter 31, Water Banking Act, on December 31,  
46 2030:

- 47 (a) Subsection 73-1-4(2)(e)(xi) is repealed;
- 48 (b) Subsection 73-10-4(1)(h) is repealed; and
- 49 (c) Title 73, Chapter 31, Water Banking Act, is repealed.

50 [~~5~~] (6) Sections 73-32-302 and 73-32-303, related to the Great Salt Lake Advisory  
51 Council, are repealed July 1, 2027.

52 Section 2. Section 73-10-18 is amended to read:

53 **73-10-18. Division of Water Resources -- Creation -- Power and authority.**

54 (1) There is created the Division of Water Resources, which shall be within the  
55 Department of Natural Resources under the administration and general supervision of the  
56 executive director of the Department of Natural Resources and under the policy direction of the  
57 Board of Water Resources.

58 (2) Except for the waters of the Colorado River system that are governed by Title 63M,

59 Chapter 14, Colorado River Authority of Utah Act, or state representation under the Bear River  
60 Compact or Columbia Interstate Compact, the Division of Water Resources shall:

- 61 (a) be the water resource authority for the state; and
- 62 (b) assume all of the functions, powers, duties, rights, and responsibilities of the Utah  
63 water and power board except those which are delegated to the board by this act and is vested  
64 with such other functions, powers, duties, rights and responsibilities as provided in this act and  
65 other law.

66 (3) The Division of Water Resources shall report on state legislative water  
67 optimization efforts in accordance with Section 73-10-39.

68 Section 3. Section **73-10-39** is enacted to read:

69 **73-10-39. State legislative water optimization efforts.**

70 (1) As used in this section:

- 71 (a) "Division" means the Division of Water Resources.
- 72 (b) "State agency" means a department, division, board, council, committee, institution,  
73 office, bureau, or other similar administrative unit of the executive branch of state government.

74 (c) "State legislative water optimization effort" means the following as it affects the  
75 waters of the state:

76 (i) the agricultural water optimization program under Chapter 10g, Part 2, Agricultural  
77 Water Optimization;

78 (ii) the use of water banks or other water marketing efforts consistent with Chapter 31,  
79 Water Banking Act;

80 (iii) the grant program funding the installation of secondary water meters under  
81 Sections 73-10-34 and 73-10-34.5; or

82 (iv) any other legislatively directed water optimization effort, including a ~~H~~→ state ←~~H~~  
82a program that  
83 uses state funding for water optimization.

84 (2) (a) The division shall monitor each state legislative water optimization effort and  
85 annually prepare a report in coordination with:

- 86 (i) the Division of Water Rights;
- 87 (ii) the Colorado River Authority of Utah, created under Title 63M, Chapter 14,  
88 Colorado River Authority of Utah Act;
- 89 (iii) the Department of Agriculture and Food; and