

243 (b) submits reasonable proof to the Division of Water Resources that the secondary  
244 water supplier is unable to obtain a meter as described in Subsection (10)(a);

245 (c) within six months of when the secondary water supplier submits reasonable proof  
246 under Subsection (10)(b), provides to the Division of Water Resources a plan for conservation  
247 within the secondary water supplier's service area that does not require metering;

248 (d) annually reports to the Division of Water Resources on the results of the plan  
249 described in Subsection (10)(c); and

250 (e) submits to evaluations by the Division of Water Resources of the effectiveness of  
251 the plan described in Subsection (10)(c).

252 (11) A secondary water supplier that is located within a critical management area that  
253 is subject to a groundwater management plan adopted or amended under Section 73-5-15 on or  
254 after May 1, 2006, is exempt from Subsections (2)(a), (2)(b), (2)(c), (2)(e), (7), and (8).

255 (12) If a secondary water supplier is required to have a water conservation plan under  
256 Section 73-10-32, that water conservation plan satisfies the requirements of Subsection (9)(c)  
257 or (10)(c).

258 (13) (a) Notwithstanding the other provisions of this section and unless exempt under  
259 Subsection (9), (10), or (11), to comply with this section, a secondary water supplier is not  
260 required to meter every secondary water connection of the secondary water supplier's system,  
261 but shall meter at strategic points of the system as approved by the state engineer under this  
262 Subsection (13) if:

263 (i) the system has no ~~Ĥ~~ or minimal ~~Ĥ~~ storage and relies ~~Ĥ~~ primarily ~~Ĥ~~ on  
263a stream flow;

264 (ii) (A) the majority of secondary water users on the system are associated with  
265 agriculture use or power generation use; and

266 (B) less than 50% of the secondary water is used by residential secondary water users;  
267 or

268 (iii) the system has a mix of pressurized lines and open ditches and:

269 (A) 1,000 or fewer users~~[-and]~~ if any part of the system is within a critical area; or

270 (B) ~~[a mix of pressurized lines and open ditches:]~~ 2,500 or fewer users for a system  
271 not described in Subsection (13)(a)(iii)(A).

272 (b) (i) A secondary water supplier may obtain the approval by the state engineer of  
273 strategic points where metering is to occur as required under this Subsection (13) by filing an