

121 policy changes to provide for generational water needs; and  
 122 (ix) annually reporting findings and recommendations to:  
 123 (A) the governor;  
 124 (B) the president of the Senate;  
 125 (C) the speaker of the House of Representatives;  
 126 (D) the Legislative Water Development Commission created by Section 73-27-102;  
 127 (E) the Natural Resources, Agriculture, and Environment Interim Committee; and  
 128 (F) the Water Development Coordinating Council created by Sections 79-2-201 and  
 129 73-10c-3.

130 (c) The council shall coordinate with the division regarding the need for generational  
 131 water infrastructure and how to meet that need and, as part of this coordination the council  
 132 shall assist the division in the division's development of a state water plan under Section  
 133 73-10-15.

134 (d) The council shall receive input from and coordinate with the water agent.

135 (e) The council may not levy, assess, or collect ad valorem property taxes or issue  
 136 bonds.

137 (f) The council shall adopt policies for procurement that enable the council to  
 138 efficiently fulfill the council's responsibilities under the agreement.

138a **§→ (g) The council is advisory and may not establish policy for the state.**

138b **(h) The council does not control money used to fund water infrastructure. ←§**

139 (4) Subject to Title 63G, Chapter 2, Government Records Access and Management  
 140 Act, upon request of the council, a state or local entity shall provide to the water agent a  
 141 document, report, or information available within the state or local entity.

142 (5) Nothing in this section restricts the ability of a water conservancy district to  
 143 contract under Subsection 17B-2a-1004(2).

144 Section 2. Section **52-4-103** is amended to read:

145 **52-4-103. Definitions.**

146 As used in this chapter:

147 (1) "Anchor location" means the physical location from which:

148 (a) an electronic meeting originates; or

149 (b) the participants are connected.

150 (2) "Capitol hill complex" means the grounds and buildings within the area bounded by

151 300 North Street, Columbus Street, 500 North Street, and East Capitol Boulevard in Salt Lake

1206 Board of Water Resources.

1207 (2) Except for the waters of the Colorado River system that are governed by Title 63M,  
1208 Chapter 14, Colorado River Authority of Utah Act, or state representation under the Bear River  
1209 Compact or Columbia Interstate Compact, the Division of Water Resources shall:

1210 (a) be the water resource authority for the state; and

1211 (b) assume all of the functions, powers, duties, rights, and responsibilities of the Utah  
1212 water and power board except those which are delegated to the board by this act and is vested  
1213 with such other functions, powers, duties, rights and responsibilities as provided in this act and  
1214 other law.

1215 (3) Notwithstanding Subsection (2), the Utah water agent, appointed under Section  
1216 73-10g-602, has authority over out-of-state negotiations related to water importation in  
1217 accordance with Chapter 10g, Part 6, Utah Water Agent, except when limited by Section  
1218 73-10g-603.

1219 Section 11. Section **73-10g-104** is amended to read:

1220 **73-10g-104. Authorized use of the Water Infrastructure Restricted Account.**

1221 Money in the restricted account is to be used ~~Ŝ→~~ **, subject to appropriation,** ←~~Ŝ~~ for:

1222 (1) the development of the state's undeveloped share of the Bear and Colorado rivers,  
1223 pursuant to existing interstate compacts governing both rivers as described in Chapter 26, Bear  
1224 River Development Act, and Chapter 28, Lake Powell Pipeline Development Act;

1225 (2) repair, replacement, or improvement of federal water projects for local sponsors in  
1226 the state when federal funds are not available;

1227 (3) study and development of rules, criteria, targets, processes, and plans, as described  
1228 in Subsection 73-10g-105(3); ~~[and]~~

1229 (4) a project that benefits the Colorado River drainage in Utah, including projects for  
1230 water reuse, desalinization, building of dams, or water conservation, if a county or municipality  
1231 that benefits from the project:

1232 (a) requires a new residential subdivision follow the regional conservation level of .59  
1233 acre-feet regardless of whether the outside water is potable, reuse, or secondary water;

1234 (b) adopts and implements the local water conservancy district's emergency drought  
1235 contingency plan;

1236 (c) adopts and implements the local water conservancy district's grass rebate program's

1237 maximum grass restrictions;

1238 (d) prohibits grass in new retail, industrial, or commercial facility landscaping;

1239 (e) has reuse water be managed by the local water conservancy district;

1240 (f) does not withdraw water from an aquifer in excess of the safe yield of the aquifer as

1241 defined in Section 73-5-15;

1242 (g) adopts and implements excess water use surcharges;

1243 (h) prohibits private water features in new development, such as a fountain, pond, or  
1244 ski lake; and

1245 (i) prohibits large grassy areas in new development, unless the large grassy area is open  
1246 to the general public[-]; and

1247 (5) a project recommended ~~§~~ to the Legislature ~~←~~§ by the Water District Water

1247a Development Council, created

1248 in Section 11-13-228, for generational water infrastructure, as defined in Section 11-13-228.

1249 Section 12. Section **73-10g-601** is enacted to read:

1250 **Part 6. Utah Water Agent**

1251 **73-10g-601. Definitions.**

1252 As used in this part:

1253 (1) "Council" means the Water District Water Development Council created pursuant  
1254 to Section 11-13-228.

1255 (2) "Division" means the Division of Water Resources.

1256 (3) "State or local entity" means:

1257 (a) a department, division, commission, agency, or other instrumentality of state  
1258 government; or

1259 (b) a political subdivision or the political subdivision's instrumentalities.

1260 (4) "Water agent" means the Utah water agent appointed by the governor under Section  
1261 73-10g-602.

1262 Section 13. Section **73-10g-602** is enacted to read:

1263 **73-10g-602. Utah water agent.**

1264 (1) (a) The governor shall appoint, with the advice and consent of the Senate, a resident  
1265 of this state to be the Utah water agent.

1266 (b) The governor shall consult with the speaker of the House of Representatives and  
1267 the president of the Senate before appointing the water agent.