

SB0203S01 compared with SB0203

~~text~~ shows text that was in SB0203 but was deleted in SB0203S01.

text shows text that was not in SB0203 but was inserted into SB0203S01.

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Senator Scott D. Sandall proposes the following substitute bill:

DRINKING WATER AMENDMENTS

2024 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Scott D. Sandall

House Sponsor: _____

LONG TITLE

General Description:

This bill modifies the Safe Drinking Water Act to address fees.

Highlighted Provisions:

This bill:

- ▶ requires the Department of Environmental Quality to establish a fee schedule;
- ▶ outlines requirements related to the fee schedule;
- ▶ allows for fees to be set to establish a financial incentive to comply with certain criteria;
- ▶ provides for the collection of fees;
- ▶ addresses an exemption related to wholesale water suppliers;
- ▶ provides that the fees are treated as dedicated credits; and
- ▶ requires monitoring of fees.

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Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

19-4-116, Utah Code Annotated 1953

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

Section 1. Section **19-4-116** is enacted to read:

19-4-116. Fee schedule.

(1) (a) In accordance with Section 63J-1-504, the department shall establish a fee schedule for the regulation of public water systems in the state.

(b) To create the fee schedule described in Subsection (1)(a), the department shall:

(i) complete a review of program costs and indirect costs of regulating public water systems in the state, after consulting with industry, local governments, ~~special districts,~~ and special service districts;

(ii) use the findings from the review completed under Subsection (1)(b)(i) to create the fee schedule; and

(iii) evaluate other sources of funding to support the regulation of public water systems in the state.

(c) The fee schedule described in Subsection (1)(a) shall:

(i) implement an annual fee on a public water system in the state for the ~~supply~~ ~~direct~~ ~~delivery~~ of water ~~to an end user~~ for human consumption and other domestic uses ~~to an end user~~, on a ~~per-connection~~ ~~per connection or a consumption~~ basis;

(ii) implement a reasonable fee for plan review;

(iii) implement a reasonable fee for a public water system sanitary survey;

(iv) provide for reasonable and timely oversight by the department; and

(v) adequately meet the needs of public water systems and the department, including enabling the department to employ qualified personnel to appropriately oversee public drinking water regulation.

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(d) The fee schedule described in this Subsection (1) may include fees that provide financial incentives:

(i) for a public water system that is not a community water system if the public water system complies with Section 19-4-114; and

(ii) for a community water system that meets all of the following criteria:

(A) the community water system installs water meters on the residential connections in the community water system;

(B) the community water system adopts tiered water rates;

(C) the community water system creates a drinking water master plan report within the previous 10 years from when the fee is imposed; and

(D) the community water system complies with Section 19-4-114.

~~{ (2) A supplier shall collect the fees established by Subsection (1) from the public water system's water users.~~

~~{ (3)2} A ~~{supplier}~~public water system shall submit payment of the fee established by Subsection (1) to the department:~~

~~(a) in accordance with a schedule provided by the department; and~~

~~(b) using a form provided by the department.~~

~~(3) Except for when a wholesale water supplier delivers water directly to an end user for human consumption and other domestic uses, a public water system that is a wholesale water supplier is exempt from the fee established by Subsection (1)(c)(i).~~

~~(4) The department shall retain the fees as dedicated credits and shall use the fees to administer the regulation of public water systems.~~

~~(5) The Office of the Legislative Fiscal Analyst shall monitor fees collected under this section.~~

Section 2. **Effective date.**

This bill takes effect on May 1, 2024.