

## SB0203S02 compared with SB0203S01

~~{deleted text}~~ shows text that was in SB0203S01 but was deleted in SB0203S02.

inserted text shows text that was not in SB0203S01 but was inserted into SB0203S02.

**DISCLAIMER:** This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

~~{Senator Scott D}~~Representative Christine F. ~~{Sandall}~~Watkins proposes the following substitute bill:

### DRINKING WATER AMENDMENTS

2024 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor:** ~~{}~~Scott D. Sandall

House Sponsor: ~~{\_\_\_\_\_}~~Christine F. Watkins

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#### 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

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- ▶ requires monitoring of fees.

### Money Appropriated in this Bill:

None

### Other Special Clauses:

None

### Utah Code Sections Affected:

ENACTS:

**19-4-116**, Utah Code Annotated 1953

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*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 direct delivery of water to an end user for human consumption and other domestic uses, on a 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~~iii) provide for reasonable and timely oversight by the department; and

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

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public drinking water regulation.

(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 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.