

**Senator Margaret Dayton** proposes the following substitute bill:

**WATER DEVELOPMENT COMMISSION AMENDMENTS**

2017 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Margaret Dayton**

House Sponsor: \_\_\_\_\_

**LONG TITLE**

**General Description:**

This bill renames and modifies the membership of the Legislative Water Development Commission.

**Highlighted Provisions:**

This bill:

- ▶ renames the State Water Development Commission to the Legislative Water Development Commission;
- ▶ modifies the membership of the Legislative Water Development Commission; and
- ▶ makes technical changes.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**73-27-102**, as last amended by Laws of Utah 2016, Chapter 309

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



26 Section 1. Section 73-27-102 is amended to read:

27 **73-27-102. Legislative Water Development Commission created.**

28 (1) The [State] Legislative Water Development Commission is created to determine the  
29 state's role in the protection, conservation, and development of the state's water resources.

30 (2) The commission membership shall include:

31 (a) five members of the Senate, appointed by the president of the Senate, no more than  
32 four of whom may be from the same political party;

33 (b) eight members of the House of Representatives, appointed by the speaker of the  
34 House of Representatives, no more than six of whom may be from the same political party; and  
35 ~~[(c) the state treasurer, who shall be a nonvoting member; and]~~

36 ~~[(d) the following]~~

37 (c) nonvoting members, appointed by the [governor:] legislative management  
38 committee, upon recommendation by the cochairs of the commission described in Subsection  
39 (5).

40 ~~[(i) two representatives of the Office of the Governor, including one representative~~  
41 ~~from the Governor's Office of Management and Budget;]~~

42 ~~[(ii) a representative of the Green River District;]~~

43 ~~[(iii) a representative of the Upper Colorado River District;]~~

44 ~~[(iv) a representative of the Lower Colorado River District;]~~

45 ~~[(v) a representative of the Lower Sevier River District;]~~

46 ~~[(vi) a representative of the Upper Sevier River District;]~~

47 ~~[(vii) a representative of the Provo River District;]~~

48 ~~[(viii) a representative of the Salt Lake District;]~~

49 ~~[(ix) a representative of the Weber River District;]~~

50 ~~[(x) a representative of the Bear River District;]~~

51 ~~[(xi) the executive director of the Department of Natural Resources;]~~

52 ~~[(xii) the executive director of the Department of Environmental Quality;]~~

53 ~~[(xiii) the commissioner of agriculture and food;]~~

54 ~~[(xiv) a member of the Board of Water Resources;]~~

55 ~~[(xv) a representative of an organized environmental group;]~~

56 ~~[(xvi) a representative of agricultural production; and]~~

57 [~~(xvii)~~ a representative with experience in finance and economics.]

58 (3) (a) ~~§~~ → [Except as required by Subsection (3)(b), the] The ← ~~§~~ members appointed by  
58a the

59 [~~governor~~] legislative management committee under Subsection (2)[~~(d)~~](c) shall be appointed  
60 or reappointed to a ~~§~~ → [four-year] two-year ← ~~§~~ term.

61 ~~§~~ → [(b) The [~~governor~~] legislative management committee shall, at the time of appointment  
62 or reappointment, adjust the length of terms to ensure that the terms of [~~board~~] commission  
63 members are staggered so that approximately half of the nonvoting members of the  
64 commission are appointed every two years.

65 ———(e) (b) ← ~~§~~ When a vacancy occurs in the membership for any reason, the [~~governor~~]  
65a legislative  
66 management committee, in consultation with the cochairs of the commission, shall appoint a  
67 replacement for the unexpired term.

68 (4) The president of the Senate and the speaker of the House of Representatives shall,  
69 to the extent possible, appoint members under Subsections (2)(a) and (b) that represent both  
70 rural and urban areas of the state.

71 (5) (a) The president of the Senate shall designate a member of the Senate appointed  
72 under Subsection (2)(a) as a cochair of the commission.

73 (b) The speaker of the House of Representatives shall designate a member of the House  
74 of Representatives appointed under Subsection (2)(b) as a cochair of the commission.

75 (6) Attendance by at least 50% of one legislative house and more than 50% of the other  
76 legislative house constitutes a quorum.

77 (7) (a) Compensation and expenses of a member of the commission who is a legislator  
78 are governed by Section [36-2-2](#) and Legislative Joint Rules, Title 5, Legislative Compensation  
79 and Expenses.

80 (b) Commission members who are employees of the state shall receive no additional  
81 compensation.

82 (c) Other commission members shall receive no compensation or expenses for their  
83 service on the commission.

84 (8) The Office of Legislative Research and General Counsel shall provide staff support  
85 to the commission.