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DEPARTMENT OF NATURAL RESOURCES

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Division of Water Resources

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To Whom It May Concern:

The Divisions of Water Resources and Water Rights would like to make you aware of Senate Bill 52 Secondary Water Requirements (SB 52) that was passed in the 2019 legislative session. **Please Note** that SB 52 only applies to irrigation companies and community water systems who provide pressurized secondary (non-culinary) water to their customers/shareholders for lawn and garden (non-agriculture).

A summary of the requirements of SB52 are as follows:

1. Entities must install meters on all **NEW** connections designed after April 1, 2020.
2. Entities must, before December 31, 2019, submit to the Utah Division of Water Resources a plan for how metering of individual connections will be implemented for their system.
3. Entities must report annually their water use data to the Utah Division of Water Rights.
4. Funding is available to assist in the costs of installing meters.

Details for each requirement:

1. **New Construction Meter Requirement** - An entity that currently provides pressurized secondary (non-culinary and non-agriculture) irrigation water to end users must install meters on all new secondary irrigation connections designed after April 1, 2020. This includes all commercial, industrial, institutional and residential secondary connections.
2. **Metering Plan Requirement** - An entity that provides pressurized secondary irrigation water to end users must, before December 31, 2019, submit a plan for metering individual connections' secondary water use to the Utah Division of Water Resources. The plan must include:
 - The cost of full metering
 - The proposed process and how long it would take the entity to complete full metering (including start and end dates)
 - How the entity will finance the cost of metering

Included in this packet is a secondary water metering plan template which can be filled out and mailed or emailed to the Division of Water Resources or preferably, filled out online at <https://water.utah.gov/secondarymeteringplan>.





For questions or more information on the secondary water metering plan required by the Division of Water Resources please contact Anny Baynard by phone at 801-538-7263 or by email at annmerrill@utah.gov.

3. **Annual Water Use Reporting Requirement** - An entity that provides pressurized secondary irrigation shall, by March 31 of every year, report the following to the Utah Division of Water Rights for the previous calendar year:
- The amount of secondary irrigation water used by metered commercial, industrial, institutional and residential connections
 - The number of secondary water meters within the secondary water supplier's service boundary
 - A description of the secondary water supplier's service boundary (map)
 - The number of service connections in each of the following categories: Commercial, Industrial, Institutional and Residential
 - The total volume of water that the secondary water supplier receives from its sources
 - The dates of service during the preceding 12-month period in which the secondary water supplier supplied pressurized secondary water

For more information on the reporting to the Division of Water Rights please contact Frank Quintana by phone at 801-538-7223 or by email at frankquintana@utah.gov.

4. **Funding from the Board of Water Resources** - The Utah Board of Water Resources (through the Division of Water Resources) may make available up to \$10 million each year in low-interest loans to fund the installation of new secondary irrigation water meters. Typical financing terms and conditions include:
- An 85/15% (Water Resources/Local Entity) project funding split
 - 1% interest rate on the financing from the Division of Water Resources
 - Repayment period of five years less than the meter's warranty
 - The funding recipient must incorporate an educational component on its billing statement and/or the entity must charge based on usage with a tiered conservation water rate
 - Additional requirements typical of normal Water Resources funded projects

Included in the packet is detailed information on the Division's funding program for secondary water metering.

A handwritten signature in blue ink, appearing to read "Eric Millis".

Eric Millis, P.E.
Director, Division of Water Resources

A handwritten signature in blue ink, appearing to read "Kent Jones".

Kent Jones, P.E.
State Engineer, Division of Water Rights