



UTAH STATE SENATE

UTAH STATE CAPITOL • COMPLEX 320 STATE CAPITOL
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March 3, 2026

Mr. President:

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **2nd Sub. H.B. 439**, WATER PLANNING AMENDMENTS, by Representative D. Shallenberger, with the following amendments:

Amendment 1

1 *Line 565 through 585:*

565 Section 6. Coordinating H.B. 439 with S.B. 284.
566 If H.B. 439, Water Planning Amendments, and S.B. 284, Local Land Use Modifications,
567 both pass and become law, the Legislature intends that, on May 6, 2026:(1) Subsection
{~~10-20-912(8)~~ ~~10-20-912(6)~~ enacted in S.B. 284 be amended to read:" {~~(8)(a)~~ ~~(6)(a)~~
A municipality may not impose an exaction for a water interest if: (i) the culinary water
authority's existing available water interests exceed the water
571 interests needed to meet the reasonable future water requirement of the public; or (ii) the
municipality or the municipality's culinary water authority does not have a
573 written plan in accordance with Subsection {~~(8)(b)~~ ~~(6)(b)~~ .(b) Beginning on January 1,
2028, a municipality shall determine the municipality's water
575 interests needed to meet the reasonable future water requirement of the public by completing a
576 written plan described in Subsection 73-1-4(2)(f)."; and(2) Subsection
{~~17-79-813(8)~~ ~~17-79-813(6)~~ enacted in S.B. 284 be amended to read:" {~~(8)(a)~~ ~~(6)(a)~~ A
county may not impose an exaction for a water interest if: (i) the culinary water authority's
existing available water interests exceed the water

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580 interests needed to meet the reasonable future water requirement of the public; or (ii) the
county or the county's culinary water authority does not have a written plan in
582 accordance with Subsection {~~(8)(b)~~ ~~(6)(b)~~ .(b) Beginning on January 1, 2028, a county
shall determine the county's water interests
584 needed to meet the reasonable future water requirement of the public by completing a written
585 plan described in Subsection 73-1-4(2)(f)."

Respectfully,

Ronald M. Winterton
Chair

Voting: 6-0-1

HB0439.SC2.WPD 3/3/26 5:29 PM ZA/dschechinger rwilliams/jhumberstone