

## SENATE FLOOR AMENDMENT

Second Reading

BY SENATOR Kirkmeyer

1 Amend reengrossed bill, page 2, line 3, strike "**amend** 31-25-216" and  
2 substitute "31-25-216, **amend** (1); and **add** (3)".

3 Page 3, line 5, strike "**limits.**" and substitute "**limits - protection of water**  
4 **rights.**".

5 Page 3, after line 10 insert:

6 "(3) (a) A MUNICIPALITY SHALL NOT ENFORCE ENVIRONMENTAL  
7 REGULATIONS, POLLUTION CONTROL MEASURES, OR LAND USE  
8 RESTRICTIONS ON RESERVOIRS, STREAMS, WATER RIGHTS OR WATER  
9 INFRASTRUCTURE LOCATED OUTSIDE OF ITS MUNICIPAL BOUNDARIES,  
10 EXCEPT WHERE EXPLICITLY AUTHORIZED BY STATE LAW OR A STATE  
11 AGENCY WITH JURISDICTION OVER WATER QUALITY ENFORCEMENT.

12 (b) NO MUNICIPAL ORDINANCE, POLICY, OR ENFORCEMENT ACTION  
13 SHALL IMPAIR, RESTRICT, ENLARGE, OR ALTER ANY EXISTING WATER  
14 RIGHTS OR THE EASEMENTS AND INFRASTRUCTURE RELATED THERETO,  
15 WATER COURT DECREES OR ORDERS, WELL PERMITS, THE MANNER OF  
16 ADJUDICATING OR APPROPRIATING WATER RIGHTS, AGRICULTURAL  
17 IRRIGATION PRACTICES, OR RIGHTS OF CONDEMNATION LOCATED OUTSIDE  
18 OF ITS MUNICIPAL BOUNDARIES OR OTHERWISE DEVIATE FROM STATE LAW  
19 GOVERNING WATER RIGHTS."

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