

Effective 5/4/2022

Part 6
Watershed Restoration Initiative

79-2-601 Definitions.

As used in this part:

- (1) "Administrative costs" means the costs of administering the initiative, including costs for staffing, rent, data processing, legal, finance, accounting, travel, maintenance, and office supplies.
- (2) "Director" means the director of the initiative who is appointed under Section 79-2-602.
- (3) "Division" means the Division of Wildlife Resources created in Section 23-14-1.
- (4) "Initiative" means the Watershed Restoration Initiative created in Section 79-2-602.
- (5) "Restoration" means to assist the recovery of ecosystems and ecosystem services that have been mismanaged, degraded, or destroyed.
- (6) "Watershed" means the geographical surface area that drains water into a stream, river, or other body of water.

Enacted by Chapter 51, 2022 General Session

79-2-602 Watershed Restoration Initiative -- Creation -- Objectives.

- (1) There is created within the department the Watershed Restoration Initiative under the general supervision of the executive director.
- (2) The policies and objectives of the initiative are to manage, restore, and improve watershed ecosystems throughout the state by focusing on improving:
 - (a) watershed health and biological diversity;
 - (b) water quality and yield; and
 - (c) opportunities for sustainable uses of natural resources.
- (3) Consistent with this part, the initiative may integrate, coordinate, or partner with federal, state, local, private, and non-profit plans and programs to further the initiative's objectives.
- (4) To achieve and implement the policies and objectives under Subsection (2), the initiative shall:
 - (a) develop and oversee a watershed restoration project proposal process to develop statewide watershed restoration priorities, including ranking criteria;
 - (b) maintain a website that includes:
 - (i) an events calendar;
 - (ii) tracking of watershed restoration projects;
 - (iii) a description of the watershed restoration project proposal process, including applicable ranking criteria; and
 - (iv) the name and contact information of each person with decision-making responsibilities related to ranking and selecting watershed restoration project proposals;
 - (c) organize and oversee a biennial statewide watershed restoration workshop;
 - (d) assign funding to watershed restoration projects, and manage and track project budgets;
 - (e) provide initiative partners with contract support, reporting, and tracking assistance regarding incoming and outgoing watershed restoration project funds;
 - (f) ensure that watershed restoration projects meet applicable cultural resource requirements;
 - (g) upon request and as appropriate, provide performance reporting and initiative information to the media, partners, and the executive and legislative branches of state government;

- (h) prepare and provide training and technical support for watershed restoration project managers; and
- (i) provide the executive director with reports and recommendations regarding the initiative's performance and funding.

Enacted by Chapter 51, 2022 General Session

79-2-603 Director -- Appointment -- Qualifications -- Staff.

- (1) The executive director shall appoint a director to administer the initiative.
- (2) The director shall:
 - (a) be the executive and administrative head of the initiative; and
 - (b) have demonstrated the necessary administrative and professional ability through education and experience to efficiently and effectively manage the initiative's affairs.
- (3) The director is appointed by the executive director.
- (4)
 - (a) The department shall staff the initiative.
 - (b) With approval of the executive director and the division director, and under the direction of the director, division staff with relevant expertise or experience may assist the director with administering the initiative.

Enacted by Chapter 51, 2022 General Session

79-2-604 Funding.

The initiative is funded from the following sources:

- (1) appropriations made to the initiative by the Legislature; and
- (2) contributions, including in-kind assistance, from other public and private sources.

Enacted by Chapter 51, 2022 General Session

79-2-605 Reporting.

The initiative shall prepare and submit to the Natural Resources, Agriculture, and Environment Interim Committee, on or before November 1 of each year, an annual report that includes:

- (1) by source, the initiative's total annual resources, including partner funds;
- (2) the initiative's historical annual funding amounts from year to year;
- (3) the total amount of state funding used to leverage non-state partner resources;
- (4) the total administrative costs related to the initiative, including the costs of each initiative partner that receives funds through the initiative; and
- (5) performance metrics that demonstrate the initiative's impact and effectiveness.

Enacted by Chapter 51, 2022 General Session

79-2-606 Watershed Restoration Expendable Special Revenue Fund -- Creation -- Source of funds -- Use of funds.

- (1) As used in this section, "fund" means the Watershed Restoration Expendable Special Revenue Fund created in Subsection (2).
- (2) There is created an expendable special revenue fund known as the "Watershed Restoration Expendable Special Revenue Fund."
- (3) The fund consists of:

- (a) gifts, grants, donations, contributions, or any other conveyance of money that may be made to the fund from public or private sources; and
 - (b) interest and earnings on fund money.
- (4) The state treasurer shall:
- (a) invest money in the fund in accordance with the Title 51, Chapter 7, State Money Management Act; and
 - (b) deposit interest and earnings derived from investing fund money into the fund.
- (5) The director may only use fund money for a watershed restoration project designated or approved by the donor.

Enacted by Chapter 51, 2022 General Session