

## ■ Secondary Metering

# DECLARATION OF EXEMPTION



Submit declaration & supporting documents to  
SecondaryMeterInfo@utah.gov

Secondary Water Provider Name

Date

President Name

Email

Contact Name (if different from president)

Contact Phone

Secondary Water Right System ID

**The Utah Legislature allocated grant funds through the American Rescue Plan Act (ARPA) in 2022 for secondary water providers to install secondary meters.**

Has the Board of Water Resources approved this grant funding for you as an entity?

Yes

No

### EXEMPTION CLASSIFICATION

In 2022, the Utah Legislature established [Utah Code 73-10-34](#), mandating all pressurized secondary connections be metered at the end user by January 1st, 2030. Within this code, secondary water providers can seek an exemption from this mandate.

Four exemption options are available. The first three exemptions listed are filed through the Division of Water Resources (Subsections 9, 10, and 11). Subsection 13 is filed through the Division of Water Rights.

If you are a secondary water provider seeking exemption through the Division of Water Resources for Subsections 9, 10, or 11, please complete this form and return it to SecondaryMeterInfo@utah.gov. Qualifications and requirements for these subsections can be found on the next page.

If you are a secondary water provider seeking exemption through the Division of Water Rights for Subsection 13, please follow [this link](#) to apply and contact your [Regional Engineer](#).

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# EXEMPTION CLASSIFICATION & REQUIREMENTS

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Secondary water providers declaring exemption under [Utah Code 73-10-34 - Subsections 9 and 10](#), are required to provide additional documentation and submit to annual evaluations by the Division of Water Resources.

Please mark which exemption classification you are declaring as listed in the following subsections:

### EXEMPTION (Subsection 9)

Secondary water provider agrees to:

1. submit documentation to the Division of Water Resources that the cost of purchasing, installing, and upgrading systems to accept meters exceeds 25% of the water provider's total operating budget;
2. not add a new secondary water connection to the secondary water supplier's system on or after May 4, 2022;
3. provide a Water Conservation Plan (WCP) to the Division of Water Resources within six months of seeking exemption;
4. report to the Division of Water Resources on their WCP annually; and
5. submit to evaluations by the Division of Water Resources of the effectiveness of their WCP.

### EXEMPTION (Subsection 10)

Secondary water provider agrees to:

1. submit reasonable proof to the Division of Water Resources that the secondary water provider is unable to obtain a meter;
2. provide a Water Conservation Plan to the Division of Water Resources within six months of declaring exemption;
3. report to the Division of Water Resources annually; and
4. submit to evaluations by the Division of Water Resources of the effectiveness of the Water Conservation Plan.

### EXEMPTION (Subsection 11)

If you are a secondary water provider declaring exemption under [Utah Code 73-10-34—Subsection 11](#), please list your critical groundwater management area:

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# AGREEMENT

Please sign and return this document with the necessary documentation to [SecondaryMeterInfo@utah.gov](mailto:SecondaryMeterInfo@utah.gov).



### AUTHORIZED SIGNATURES

The following signatures **must** be by officials that are authorized to act on behalf of their entity as defined by their entity's Bylaws, Articles of Incorporation and/or policies.

We certify that:

1. We are authorized to act on behalf of and represent \_\_\_\_\_ ;
2. We have determined that we meet the exemption requirements outlined in Utah Code 73-10-34;
3. We agree to meet the requirements set forth by Utah Code 73-10-34.

Signature One

_____	_____
Print Name	Title
_____	_____
Signature	Date

Signature Two

_____	_____
Print Name	Title
_____	_____
Signature	Date