

1                   **LARGE CONCENTRATED ANIMAL FEEDING OPERATIONS**

2                                   **AMENDMENTS**

3   2022 GENERAL SESSION

4   STATE OF UTAH

5                                   **Chief Sponsor: Joel Ferry**

6                                   Senate Sponsor: \_\_\_\_\_

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8 **LONG TITLE**

9 **General Description:**

10           This bill modifies provisions related to large concentrated animal feeding operations.

11 **Highlighted Provisions:**

12           This bill:

- 13           ▶ removes the date by which counties are to adopt a county large concentrated animal
- 14 feeding operation land use ordinance; and
- 15           ▶ makes technical changes.

16 **Money Appropriated in this Bill:**

17           None

18 **Other Special Clauses:**

19           This bill provides a special effective date.

20 **Utah Code Sections Affected:**

21 AMENDS:

22           **17-27a-1103**, as enacted by Laws of Utah 2021, Chapter 244

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24 *Be it enacted by the Legislature of the state of Utah:*

25           Section 1. Section **17-27a-1103** is amended to read:

26           **17-27a-1103. County adoption of a county large concentrated animal feeding**  
27 **operation land use ordinance.**



28 (1) (a) The legislative body of a county desiring to restrict siting of large concentrated  
29 animal feeding operations shall adopt a county large concentrated animal feeding operation  
30 land use ordinance in accordance with this part [~~by no later than February 1, 2022~~].

31 (b) A county may consider an application to locate large concentrated animal feeding  
32 operations in the county before the county adopts the county large concentrated animal feeding  
33 operation land use ordinance under this part.

34 (2) A county large concentrated animal feeding operation land use ordinance described  
35 in Subsection (1) shall:

36 (a) designate geographic areas of sufficient size to support large concentrated animal  
37 feeding operations, including state trust lands described in Subsection 53C-1-103(8) and  
38 private property within the county, including adopting a map described in Section  
39 17-27a-1104;

40 (b) establish requirements and procedures for applying for land use decision that  
41 provides a reasonable opportunity to operate large concentrated animal feeding operations  
42 within the geographic area described in Subsection (2)(a);

43 (c) disclose fees imposed to apply for the land use decision described in Subsection  
44 (2)(b);

45 (d) disclose any requirements in addition to fees described in Subsection (2)(c) to be  
46 imposed by the county; and

47 (e) provide for administrative remedies consistent with this chapter.

48 (3) (a) This part does not authorize a county to regulate the operation of large  
49 concentrated animal feeding operations in any way that conflicts with state or federal statutes  
50 or regulations.

51 (b) Nothing in this part supersedes or authorizes enactment of an ordinance that  
52 infringes on Chapter 41, Agriculture, Industrial, or Critical Infrastructure Materials Protection  
53 Areas, or Title 4, Chapter 44, Agricultural Operations Nuisances Act.

54 Section 2. **Effective date.**

55 If approved by two-thirds of all the members elected to each house, this bill takes effect  
56 upon approval by the governor, or the day following the constitutional time limit of Utah  
57 Constitution, Article VII, Section 8, without the governor's signature, or in the case of a veto,  
58 the date of veto override.