After consideration on the merits, the Committee recommends the following:

HB20-1069 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

Amend printed bill, page 3, strike lines 4 through 6 and substitute:

"pursuant to sections 37-90-105 (3)(a)(I) and (4)(a) (3)(a)(I)(C) AND (4)(a)(II); 37-90-107 (7)(d)(I)(7)(d)(I)(C); 37-90-116 (1)(a), (1)(e), and (1)(h) (1)(a)(II), (1)(c)(II), AND (1)(h)(II); 37-90-137 (2)(a) (2)(a)(II); and 37-92-602 (3)(a) and (5), forty (3)(a)(II) AND (5)(b), SEVENTY dollars shall be credited to the well inspection cash".

Page 3, after line 14, insert:

"SECTION 3. In Colorado Revised Statutes, 37-90-105, amend (3)(a)(I)(C) and (4)(a)(II) as follows:

37-90-105. Small capacity wells. (3) (a) (I) (C) Effective July 1, 2006, wells of the type described in this section may be constructed only upon the issuance of a permit in accordance with the provisions of this section. A fee of one hundred THIRTY dollars shall accompany any application for a new well permit under this section. A fee of sixty NINETY dollars shall accompany any application for a replacement well of the type described in subsection (1) of this section.

(4) (a)(II) Effective July 1, 2006, any wells of the type described by this section that were put to beneficial use prior to May 8, 1972, and any wells that were used exclusively for monitoring and observation purposes prior to August 1, 1988, not of record in the office of the state engineer, may be recorded in that office upon written application, payment of a processing fee of one hundred THIRTY dollars, and permit approval. The record MUST include the date the water is claimed to
have been first put to beneficial use.

SECTION 4. In Colorado Revised Statutes, 37-90-107, amend
(7)(d)(I)(C) as follows:

37-90-107. Application for use of groundwater - publication
of notice - conditional permit - hearing on objections - well permits.
(7)(d)(I)(C) Effective July 1, 2006, any person desiring a permit for a
well to withdraw groundwater for a beneficial use from the Dawson,
Denver, Arapahoe, or Laramie-Fox Hills aquifers shall make application
to the commission on a form to be prescribed by the commission. A fee
of one hundred THIRTY dollars shall MUST be submitted with the
application, which sum shall not be refunded.

SECTION 5. In Colorado Revised Statutes, 37-90-116, amend
(1)(a)(II), (1)(c)(II), and (1)(h)(II) as follows:

37-90-116. Fees. (1) The state engineer or the commission shall
collect the following fees:

(a)(II) Effective July 1, 2006, with an application for the use of
groundwater, one hundred THIRTY dollars, which sum shall not be
refunded.

(c)(II) Effective July 1, 2006, for issuing a permit to modify or
replace an existing well, one hundred THIRTY dollars.

(h)(II) Effective July 1, 2006, with an application for any change
in a well permit, whether conditional or final, submitted pursuant to
section 37-90-111 (1)(g), one hundred THIRTY dollars, which sum shall
not be refunded.

SECTION 6. In Colorado Revised Statutes, 37-90-137, amend
(2)(a)(II) as follows:

37-90-137. Permits to construct wells outside designated
basins - fees - permit no groundwater right - evidence - time
limitation - well permits - rules. (2)(a)(II) Effective July 1, 2006, upon
receipt of an application for a replacement well or a new, increased, or
additional supply of groundwater from an area outside the boundaries of
a designated groundwater basin, accompanied by a filing fee of one
hundred THIRTY dollars, the state engineer shall make a determination as
to whether or not the exercise of the requested permit will materially
injure the vested water rights of others.

SECTION 7. In Colorado Revised Statutes, 37-92-602, amend
(3)(a)(II) and (5)(b) as follows:

37-92-602. Exemptions - presumptions - legislative declaration
- definitions. (3)(a)(II) Effective July 1, 2006, wells of the type
described in paragraphs (b) to (d) of subsection (1) SUBSECTIONS (1)(b)
to (1)(d) of this section may be constructed only upon the issuance of a
permit in accordance with the provisions of this subsection (3). A person desiring to use such a well shall submit an application for a permit accompanied by a fee of sixty NINETY dollars for an application under paragraph (c) of this subsection (3) SUBSECTION (3)(c) OF THIS SECTION and a fee of one hundred THIRTY dollars for an application under paragraph (b) of this subsection (3) SUBSECTION (3)(b) OF THIS SECTION.

(5) (b) Effective July 1, 2006, any wells exempted by this section that were put to beneficial use prior to May 8, 1972, and any wells that were used exclusively for monitoring and observation purposes prior to August 1, 1988, not of record in the office of the state engineer may be recorded in that office upon written application, payment of a processing fee of one hundred THIRTY dollars, and permit approval. The record shall MUST include the date the water is claimed to have been appropriated or first put to beneficial use.". ** *** *** **** **