A BILL FOR AN ACT

CONCERNING A PROCESS FOR THE GROUND WATER COMMISSION TO USE FOR APPROVING AQUIFER STORAGE-AND-RECOVERY PLANS, AND, IN CONNECTION THEREWITH, REQUIRING THAT THE GROUND WATER COMMISSION PROMULGATE RULES GOVERNING ITS IMPLEMENTATION OF THE PROCESS.

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at http://leg.colorado.gov.)

The bill authorizes a person to apply to the ground water commission (commission) for approval of an aquifer...
storage-and-recovery plan and requires the commission to promulgate
rules governing the application process and the requirements that an
aquifer storage-and-recovery plan must meet to be approved.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. In Colorado Revised Statutes, add 37-90-107.6 as
follows:

37-90-107.6. Aquifer storage-and-recovery plans - publication
- objection - hearing - rules. If a person seeks to obtain an
approval of an aquifer storage-and-recovery plan within the
boundaries of a designated groundwater basin pursuant to this
article 90, the person must apply to the commission in a form and
manner determined by the commission by rule. When submitting
the application to the commission, the applicant must also submit
a summary of the application to the commission for publication.
If the commission determines that the application is complete,
the application shall be published pursuant to section 37-90-112
within sixty days after the filing of the completed application.
If an objection to the application is filed, the commission shall
hold a hearing on the application pursuant to section 37-90-113.
The commission shall approve an aquifer storage-and-recovery
plan that meets the requirements of this article 90 and the
requirements established by the commission by rule pursuant
to this section.

SECTION 2. Act subject to petition - effective date. This act
takes effect at 12:01 a.m. on the day following the expiration of the
ninety-day period after final adjournment of the general assembly (August
8, 2018, if adjournment sine die is on May 9, 2018); except that, if a
referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2018 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.