

Second Regular Session
Seventy-fourth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 24-0855.01 Caroline Martin x5902

SENATE BILL 24-179

SENATE SPONSORSHIP

Simpson and Hinrichsen, Mullica

HOUSE SPONSORSHIP

Catlin and Story, Lindsay

Senate Committees

Local Government & Housing

House Committees

A BILL FOR AN ACT

101 CONCERNING THE ESTABLISHMENT OF A FLOODPLAIN MANAGEMENT
102 PROGRAM FOR DEVELOPMENT.

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/>.)

Capital Development Committee. Local government floodplain management regulations for development in floodplain areas must equal or exceed the federal emergency management agency's national flood insurance program's (national flood insurance program) minimum design and construction criteria and must comply with the Colorado water conservation board's (CWCB) rules and regulations for regulatory

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

floodplains in Colorado. Not all local governments participate in the national flood insurance program.

The bill requires the office of the state architect to develop a state floodplain management program (program) by June 30, 2025, which will ensure compliance with the minimum floodplain management criteria of the national flood insurance program and with the CWCB's rules and regulations for regulatory floodplains in Colorado. The program applies to development on state-owned land in counties and municipalities that do not participate in the national flood insurance program. At the discretion of the office of the state architect, the program may also apply to state-leased properties in counties and municipalities that do not participate in the national flood insurance program.

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

2 **SECTION 1.** In Colorado Revised Statutes, 24-30-1303, **add** (7)
3 as follows:

4 **24-30-1303. Office of the state architect - responsibilities.**

5 (7) BY JUNE 30, 2025, THE OFFICE OF THE STATE ARCHITECT SHALL
6 DEVELOP, IN COORDINATION WITH THE COLORADO WATER CONSERVATION
7 BOARD IN THE DEPARTMENT OF NATURAL RESOURCES, A FLOODPLAIN
8 MANAGEMENT PROGRAM FOR DEVELOPMENT, AS DEFINED IN 44 CFR 59.1,
9 ON STATE-OWNED LAND LOCATED IN COUNTIES OR MUNICIPALITIES THAT
10 DO NOT PARTICIPATE IN THE FEDERAL EMERGENCY MANAGEMENT
11 AGENCY'S NATIONAL FLOOD INSURANCE PROGRAM OR AN EQUIVALENT
12 PROGRAM. THE PURPOSE OF THE FLOODPLAIN MANAGEMENT PROGRAM IS
13 TO ENSURE THAT ALL DEVELOPMENT, AS DEFINED IN 44 CFR 59.1, ON
14 STATE-OWNED LAND LOCATED IN SUCH COUNTIES AND MUNICIPALITIES IS
15 IN COMPLIANCE WITH THE MINIMUM FLOODPLAIN MANAGEMENT CRITERIA
16 REQUIRED BY THE NATIONAL FLOOD INSURANCE PROGRAM, AS WELL AS
17 THE COLORADO WATER CONSERVATION BOARD'S RULES AND REGULATIONS
18 FOR REGULATORY FLOODPLAINS IN COLORADO. AT THE DISCRETION OF
19 THE OFFICE OF THE STATE ARCHITECT, THE FLOODPLAIN MANAGEMENT

1 PROGRAM MAY ALSO APPLY TO STATE-LEASED PROPERTIES LOCATED IN
2 COUNTIES OR MUNICIPALITIES THAT DO NOT PARTICIPATE IN THE FEDERAL
3 EMERGENCY MANAGEMENT AGENCY'S NATIONAL FLOOD INSURANCE
4 PROGRAM OR AN EQUIVALENT PROGRAM.

5 **SECTION 2. Act subject to petition - effective date.** This act
6 takes effect at 12:01 a.m. on the day following the expiration of the
7 ninety-day period after final adjournment of the general assembly; except
8 that, if a referendum petition is filed pursuant to section 1 (3) of article V
9 of the state constitution against this act or an item, section, or part of this
10 act within such period, then the act, item, section, or part will not take
11 effect unless approved by the people at the general election to be held in
12 November 2024 and, in such case, will take effect on the date of the
13 official declaration of the vote thereon by the governor.