

**Second Regular Session
Seventy-first General Assembly
STATE OF COLORADO**

REVISED

*This Version Includes All Amendments Adopted
on Second Reading in the Second House*

LLS NO. 18-1168.01 Thomas Morris x4218

SENATE BILL 18-218

SENATE SPONSORSHIP

Coram,

HOUSE SPONSORSHIP

Arndt,

Senate Committees

Agriculture, Natural Resources, & Energy
Appropriations

House Committees

Agriculture, Livestock, & Natural Resources
Appropriations

A BILL FOR AN ACT

101 **CONCERNING THE FUNDING OF COLORADO WATER CONSERVATION**
102 **BOARD PROJECTS, AND, IN CONNECTION THEREWITH, MAKING**
103 **APPROPRIATIONS.**

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 appropriates the following amounts from the Colorado water conservation board (CWCB) construction fund (fund) to the CWCB or the division of water resources in the department of natural resources for the following projects:

! Continuation of the satellite monitoring system

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

HOUSE
2nd Reading Unamended
May 2, 2018

SENATE
3rd Reading Unamended
April 12, 2018

SENATE
2nd Reading Unamended
April 11, 2018

- ! maintenance, \$380,000 (**section 1** of the bill);
- ! Continuation of the Colorado floodplain map modernization program, \$100,000 (**section 2**);
- ! Continuation of the Arkansas river decision support system, \$500,000 (**section 3**);
- ! Continuation of the weather modification program, \$175,000 (**section 4**);
- ! Continuation of the Colorado Mesonet, \$150,000 (**section 5**);
- ! Continuation of the water forecasting partnership project, \$800,000 (**section 6**);
- ! Acquisition of lidar data, \$200,000 (**section 7**);
- ! Continuation of technical assistance for federal irrigation improvement cost-sharing program, \$200,000 (**section 8**);
- ! Continuation of the Chatfield Reservoir channel improvements program, \$200,000 (**section 9**);
- ! South Platte river basin groundwater level data collection, analysis, and remediation, \$500,000 (**section 10**);
- ! Central Colorado water conservancy district - Chatfield reservoir reallocation project, \$511,894.20 (**section 11**); and
- ! Continuation of the watershed restoration program, \$2,000,000 (**section 12**).

Section 13 directs the state treasurer to transfer \$30,000,000 from the loan guarantee fund to the severance tax perpetual base fund on June 30, 2018. **Section 14** authorizes the CWCB to loan up to \$17,170,000 from the severance tax perpetual base fund to the Pueblo conservancy district to repair the levees within the City of Pueblo to bring the levees up to federal emergency management agency standards. **Section 15** transfers \$4 million on June 30, 2018, from the severance tax perpetual base fund to the fund for the Chatfield reservoir reallocation project; **section 16** appropriates this money to the board for this purpose. **Section 17** increases loan authorizations from the severance tax perpetual base fund for the Chatfield reservoir reallocation project in the following amounts:

- ! Centennial water and sanitation district, an increase of \$9,046,267 for a total of \$53,486,267;
- ! Central Colorado water conservancy district, an increase of \$1,548,229 for a total of \$29,999,929; and
- ! Castle Pines north metro district, an increase of \$1,319,464 for a total of \$7,773,364.

Section 18 appropriates \$8,000,000 to the department of natural resources from the fund for Republican river matters.

The state treasurer will make the following transfers from the fund:

- ! Up to \$500,000 on July 1, 2018, to the flood and drought response fund (**section 19**);
- ! Up to \$2,000,000 on July 1, 2018, to the litigation fund (**section 20**);
- ! \$500,000 on July 1, 2018, to the feasibility study small grant fund (**section 21**); and
- ! \$2,000,000 on June 30, 2018, to the water supply reserve fund (**section 22**).

Section 23 appropriates \$7,000,000 from the fund to the CWCB for continuing implementation of the Colorado water plan as follows:

- ! Up to \$3,000,000 to facilitate the development of additional storage, artificial recharge into aquifers, and dredging existing reservoirs;
- ! Up to \$1,000,000 for agricultural projects;
- ! Up to \$1,000,000 for grant funding to implement long-term strategies for conservation, land use, and drought planning;
- ! Up to \$500,000 for grants for water education, outreach, and innovation efforts; and
- ! Up to \$1,500,000 for environmental and recreational projects.

Current law:

- ! Prohibits the CWCB from using the fund for "domestic water treatment and distribution systems"; **section 24** harmonizes this with other laws by excluding "water treatment facilities";
- ! Continuously appropriates money in the emergency dam repair cash fund to the CWCB and authorizes the CWCB to transfer up to \$50,000 from the fund to the emergency dam repair cash fund; **section 25** adds the division of water resources to the continuous appropriation and increases the transfer cap to \$500,000;
- ! Repeals the natural hazard mapping fund on July 1, 2018; **section 26** extends this to July 1, 2019; and
- ! Authorizes taxpayers to contribute money to the Colorado healthy rivers fund, the department of revenue to deduct its administrative costs from that fund, and the annual transfer of the remaining balance to the fund; **section 27** specifies that the transferred money is continuously appropriated to the CWCB.

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

2 **SECTION 1. Continuation of the satellite monitoring system**

1 **maintenance - appropriation.** (1) For the 2018-19 state fiscal year,
2 \$380,000 is appropriated to the department of natural resources for use
3 by the division of water resources. This appropriation is from the
4 Colorado water conservation board construction fund created in section
5 37-60-121, C.R.S. To implement this section, the division of water
6 resources may use this appropriation for renovation of existing gauging
7 stations; replacement of outdated collection platforms; lysimeter support,
8 data collection, and maintenance; upgrading of transmission components
9 of the satellite monitoring system established and operated pursuant to
10 section 37-80-102 (10), C.R.S.; stream gauge flood hardening projects;
11 and data collection efforts related to flood forecasting and warning.

12 (2) The money appropriated in subsection (1) of this section
13 remains available for the designated purposes until it is fully expended.

14 **SECTION 2. Continuation of the Colorado floodplain map**
15 **modernization program - appropriation.** (1) For the 2018-19 state
16 fiscal year, \$100,000 is appropriated to the department of natural
17 resources for use by the Colorado water conservation board. This
18 appropriation is from the Colorado water conservation board construction
19 fund created in section 37-60-121, C.R.S. To implement this section, the
20 Colorado water conservation board may use this appropriation to continue
21 to assist with the preparation of revised and improved floodplain studies
22 and maps for communities throughout Colorado and participate in
23 federally sponsored floodplain map modernization activities.

24 (2) The money appropriated in subsection (1) of this section
25 remains available for the designated purposes until it is fully expended.

26 **SECTION 3. Continuation of the Arkansas river decision**
27 **support system - appropriation.** (1) For the 2018-19 state fiscal year,

1 \$500,000 is appropriated to the department of natural resources for use
2 by the Colorado water conservation board. This appropriation is from the
3 Colorado water conservation board construction fund created in section
4 37-60-121, C.R.S. To implement this section, the Colorado water
5 conservation board may use this appropriation to continue implementation
6 of the Arkansas river decision support system (ArkDSS), as identified in
7 the ArkDSS feasibility study completed in December 2011.

8 (2) The money appropriated in subsection (1) of this section
9 remains available for the designated purposes until the ArkDSS is
10 completed.

11 **SECTION 4. Continuation of the weather modification**
12 **program - appropriation.** (1) For the 2018-19 state fiscal year,
13 \$175,000 is appropriated to the department of natural resources for use
14 by the Colorado water conservation board. This appropriation is from the
15 Colorado water conservation board construction fund created in section
16 37-60-121, C.R.S. To implement this section, the Colorado water
17 conservation board may use this appropriation to continue to assist water
18 conservation districts, water conservancy districts, and other water
19 providers and their fiscal agents with the development of cloud seeding
20 programs that provide benefits to recreation, streams, and reservoirs
21 through snowpack enhancement.

22 (2) The money appropriated in subsection (1) of this section
23 remains available for the designated purposes until it is fully expended.

24 **SECTION 5. Continuation of the Colorado Mesonet -**
25 **appropriation.** (1) For the 2018-19 state fiscal year, \$150,000 is
26 appropriated to the department of natural resources for use by the
27 Colorado water conservation board. This appropriation is from the

1 Colorado water conservation board construction fund created in section
2 37-60-121, C.R.S. To implement this section, the Colorado water
3 conservation board may use this appropriation to support the Colorado
4 Mesonet, including for the following activities: Operation, maintenance,
5 travel, communications, and database and website management for
6 temperature and precipitation stations.

7 (2) The money appropriated in subsection (1) of this section
8 remains available for the designated purposes until it is fully expended.

9 **SECTION 6. Continuation of the water forecasting**
10 **partnership project - appropriation.** (1) For the 2018-19 state fiscal
11 year, \$800,000 is appropriated to the department of natural resources for
12 use by the Colorado water conservation board. This appropriation is from
13 the Colorado water conservation board construction fund created in
14 section 37-60-121, C.R.S. To implement this section, the Colorado water
15 conservation board may use this appropriation to use modern technology
16 to provide better characterization of snowpack, install new ground and
17 aerial remote sensing data, and develop employee-accepted hydrologic
18 modeling practices to provide more reliable volumetric water supply
19 forecasting.

20 (2) The money appropriated in subsection (1) of this section
21 remains available for the designated purposes until it is fully expended.

22 **SECTION 7. Acquisition of lidar data - appropriation.** (1) For
23 the 2018-19 state fiscal year, \$200,000 is appropriated to the department
24 of natural resources for use by the Colorado water conservation board.
25 This appropriation is from the Colorado water conservation board
26 construction fund created in section 37-60-121, C.R.S. To implement this
27 section, the Colorado water conservation board may use this

1 appropriation to acquire light detection and ranging data to develop
2 accurate flood hazard, debris flow, and fluvial hazard mapping.

3 (2) The money appropriated in subsection (1) of this section
4 remains available for the designated purposes until it is fully expended.

5 **SECTION 8. Continuation of technical assistance for federal**
6 **irrigation improvement cost-sharing program - appropriation.**

7 (1) For the 2018-19 state fiscal year, \$200,000 is appropriated to the
8 department of natural resources for use by the Colorado water
9 conservation board. This appropriation is from the Colorado water
10 conservation board construction fund created in section 37-60-121,
11 C.R.S. To implement this section, the Colorado water conservation board
12 may use this appropriation to provide technical assistance for applicants
13 seeking competitive federal grants.

14 (2) The money appropriated in subsection (1) of this section
15 remains available for the designated purposes until it is fully expended.

16 **SECTION 9. Continuation of the Chatfield reservoir channel**
17 **improvements program - appropriation.**

18 (1) For the 2018-19 state
19 fiscal year, \$200,000 is appropriated to the department of natural
20 resources for use by the Colorado water conservation board. This
21 appropriation is from the Colorado water conservation board construction
22 fund created in section 37-60-121, C.R.S. To implement this section, the
23 Colorado water conservation board may use this appropriation to fulfill
24 contractual obligations with the United States Army corps of engineers
25 for the South Platte river downstream from Chatfield reservoir.

26 (2) The money appropriated in subsection (1) of this section
27 remains available for the designated purposes until it is fully expended.

28 **SECTION 10. South Platte river basin groundwater level data**

1 **collection, analysis, and remediation - appropriation.** (1) For the
2 2018-19 state fiscal year, \$500,000 is appropriated to the department of
3 natural resources for use by the Colorado water conservation board. This
4 appropriation is from the Colorado water conservation board construction
5 fund created in section 37-60-121, C.R.S. To implement this section, the
6 Colorado water conservation board may use this appropriation to
7 implement the South Platte basin roundtable groundwater technical
8 committee's recommendations.

9 (2) The money appropriated in subsection (1) of this section
10 remains available until June 30, 2021.

11 **SECTION 11. Central Colorado water conservancy district -**
12 **Chatfield reservoir reallocation project - appropriation.** (1) For the
13 2018-19 state fiscal year, \$511,894.20 is appropriated to the department
14 of natural resources for use by the Colorado water conservation board.
15 This appropriation is from the Colorado water conservation board
16 construction fund created in section 37-60-121, C.R.S. To implement this
17 section, the Colorado water conservation board may use this
18 appropriation to assist the central Colorado water conservancy district
19 with addressing the Chatfield reservoir reallocation project cost increase.

20 (2) The money appropriated in subsection (1) of this section
21 remains available for the designated purposes until it is fully expended.

22 **SECTION 12. Continuation of the watershed restoration**
23 **program - appropriation.** (1) For the 2018-19 state fiscal year,
24 \$2,000,000 is appropriated to the department of natural resources for use
25 by the Colorado water conservation board. This appropriation is from the
26 Colorado water conservation board construction fund created in section
27 37-60-121, C.R.S. To implement this section, the Colorado water

1 conservation board may use this appropriation to provide planning and
2 engineering studies, including implementation measures, to address
3 technical needs for watershed restoration and flood mitigation projects
4 throughout the state; aquatic habitat protection; flexible operations for
5 multiple uses; restoration work; quantification of environmental flow
6 needs; and monitoring efforts to support watershed health goals outlined
7 in the Colorado water plan.

8 (2) The money appropriated in subsection (1) of this section
9 remains available for the designated purposes until it is fully expended.

10 **SECTION 13. Loan guarantee fund - transfer.** On June 30,
11 2018, the state treasurer shall transfer the sum of \$30,000,000 from the
12 unreserved cash in the loan guarantee fund created in section
13 37-60-121.5, C.R.S., to the severance tax perpetual base fund created in
14 section 39-29-109 (2)(a), C.R.S.

15 **SECTION 14. Arkansas river and Wildhorse creek levees**
16 **project loan authorizations.** (1) Pursuant to section 39-29-109
17 (2)(a)(I.5), C.R.S., the Colorado water conservation board is hereby
18 authorized to loan, subject to subsection (2) of this section, up to
19 \$17,170,000 from the severance tax perpetual base fund created in section
20 39-29-109 (2)(a), C.R.S., to the Pueblo conservancy district to repair the
21 levees within the City of Pueblo to bring the levees up to federal
22 emergency management agency standards to provide flood protection to
23 the City of Pueblo.

24 (2) The Colorado water conservation board may make a loan for
25 the construction of the project specified in subsection (1) of this section
26 from such money as is or may become available to the severance tax
27 perpetual base fund. The loan must be in the amount listed in subsection

1 (1) of this section plus or minus such amounts, if any, as may be justified
2 by reason of ordinary fluctuations in construction costs as indicated by the
3 engineering cost indices applicable to the types of construction required
4 for the project or as may be justified by reason of change in the plans for
5 the project due to differing or unforeseen site conditions, errors or
6 omissions in the plans and specifications, changes instituted by regulatory
7 agencies, or changes in material quantities beyond contract limits.

8 (3) Pursuant to section 37-60-120 (1), C.R.S., the board shall
9 require such terms and conditions in the contract as will ensure repayment
10 of money made available by it. The board shall not disburse any money
11 for any loan authorized by subsection (1) of this section unless and until
12 it is satisfied, in its sole discretion, that the recipient of the loan will be
13 able to make repayment pursuant to the terms and conditions established
14 by the board and by subsection (1) of this section.

15 **SECTION 15.** In Colorado Revised Statutes, 39-29-109, **add**
16 (2)(a)(XXI) as follows:

17 **39-29-109. Severance tax trust fund - created - administration**
18 **- distribution of money - repeal.** (2) State severance tax receipts shall
19 be credited to the severance tax trust fund as provided in section
20 39-29-108. Except as otherwise set forth in section 39-29-109.5, all
21 income derived from the deposit and investment of the money in the fund
22 shall be credited to the fund. At the end of any fiscal year, all unexpended
23 and unencumbered money in the fund remains in the fund and shall not
24 be credited or transferred to the general fund or any other fund. All
25 money in the fund is subject to appropriation by the general assembly for
26 the following purposes:

27 (a) **The severance tax perpetual base fund.**

1 (XXI) (A) NOTWITHSTANDING ANY PROVISION OF THIS SUBSECTION (2)(a)
2 TO THE CONTRARY, ON JUNE 30, 2018, THE STATE TREASURER SHALL
3 TRANSFER FOUR MILLION DOLLARS FROM THE FUND TO THE COLORADO
4 WATER CONSERVATION BOARD CONSTRUCTION FUND CREATED IN SECTION
5 37-60-121 FOR USE BY THE BOARD TO PAY FOR ITS PROPORTIONATE COST
6 INCREASE AND ITS ASSESSMENTS IN THE CHATFIELD RESERVOIR
7 REALLOCATION PROJECT AS AUTHORIZED BY SECTION 37-60-120.1.

8 (B) THIS SUBSECTION (2)(a)(XXI) IS REPEALED, EFFECTIVE
9 SEPTEMBER 1, 2020.

10 **SECTION 16. Chatfield reservoir reallocation project -**
11 **appropriation.** (1) For the 2018-19 state fiscal year, \$4,000,000 is
12 appropriated to the department of natural resources for use by the
13 Colorado water conservation board. This appropriation is from the
14 Colorado water conservation board construction fund created in section
15 37-60-121, C.R.S. To implement this section, the Colorado water
16 conservation board may use this appropriation to participate in the
17 implementation of the Chatfield reservoir reallocation project pursuant to
18 section 37-60-120.1, C.R.S., and to provide funding for other project
19 participants to purchase their allocated storage space in the Chatfield
20 reservoir reallocation project.

21 (2) The money appropriated in subsection (1) of this section
22 remains available for the designated purposes until fully expended.

23 **SECTION 17. Increased water project loan authorizations -**
24 **Chatfield reservoir reallocation project.** (1) Pursuant to section
25 39-29-109 (2)(a)(I.5), C.R.S., the Colorado water conservation board is
26 hereby authorized to loan up to \$11,913,960 from the severance tax
27 perpetual base fund created in section 39-29-109 (2)(a)(I.5), C.R.S., for

1 authorization of loan increases for Chatfield reservoir reallocation project
2 cost increases. The loans to be increased are the following, in each case
3 plus or minus such amounts, if any, as may be justified by reason of
4 ordinary fluctuations in construction costs as indicated by the engineering
5 cost indices applicable to the types of construction required for the project
6 or as may be justified by reason of change in the plans for the project due
7 to differing or unforeseen site conditions, errors or omissions in the plans
8 and specifications, changes instituted by regulatory agencies, or changes
9 in material quantities beyond contract limits:

10 (a) Centennial water and sanitation district, an increase of
11 \$9,046,267 for a total of \$53,486,267;

12 (b) Central Colorado water conservancy district, an increase of
13 \$1,548,229 for a total of \$29,999,929; and

14 (c) Castle Pines north metro district, an increase of \$1,319,464 for
15 a total of \$7,773,364.

16 **SECTION 18. Republican river matters - appropriation.**

17 (1) For the 2018-19 state fiscal year, \$8,000,000 is appropriated to the
18 department of natural resources for use by the department of natural
19 resources. This appropriation is from the Colorado water conservation
20 board construction fund created in section 37-60-121, C.R.S. To
21 implement this section, the department of natural resources may use this
22 appropriation for Republican river matters.

23 (2) The money appropriated in subsection (1) of this section
24 remains available for the designated purposes through June 30, 2019.

25 **SECTION 19. Restoration of the balance of the flood and**
26 **drought response fund - transfer.** On July 1, 2018, the state treasurer
27 shall transfer the sum of \$500,000, or so much thereof as may be

1 necessary, from the unreserved cash in the Colorado water conservation
2 board construction fund created in section 37-60-121, C.R.S., to the flood
3 and drought response fund created in section 37-60-123.2, C.R.S., in
4 order to restore the unencumbered balance in the flood and drought
5 response fund to \$500,000 for the board to respond to flood and drought
6 events through documentation, forecasting, post-flood mapping, hazard
7 area identification, mitigation plans, and recovery activities.

8 **SECTION 20. Restoration of litigation fund cash balance -**
9 **transfer.** On July 1, 2018, the state treasurer shall transfer the sum of
10 \$2,000,000, or so much thereof as may be necessary to restore the balance
11 of the litigation fund to \$2,000,000, from the unreserved cash in the
12 Colorado water conservation board construction fund created in section
13 37-60-121, C.R.S., to the litigation fund created in section 37-60-121
14 (2.5), C.R.S., to assist in addressing legal issues associated with compact
15 compliance or any other litigation activities as defined under section
16 37-60-121, C.R.S.

17 **SECTION 21. Restoration of feasibility study small grant**
18 **fund balance - transfer.** On July 1, 2018, the state treasurer shall transfer
19 the sum of \$500,000 from the unreserved cash in the Colorado water
20 conservation board construction fund created in section 37-60-121,
21 C.R.S., to the feasibility study small grant fund created in section
22 37-60-122.7, C.R.S., to encourage and support reconnaissance and
23 feasibility planning of water projects by local water providers with an
24 emphasis on water storage projects.

25 **SECTION 22. Water supply reserve fund - transfer.** On June
26 30, 2018, the state treasurer shall transfer the sum of \$2,000,000 from the
27 unreserved cash in the Colorado water conservation board construction

1 fund created in section 37-60-121, C.R.S., to the water supply reserve
2 fund created in section 39-29-109 (2)(c), C.R.S.

3 **SECTION 23. Continuation of the Colorado water plan -**
4 **appropriation.** (1) For the 2018-19 state fiscal year, \$7,000,000 is
5 appropriated to the department of natural resources for use by the
6 Colorado water conservation board. This appropriation is from the
7 unreserved cash in the Colorado water conservation board construction
8 fund created in section 37-60-121, C.R.S. To implement this section, the
9 Colorado water conservation board may use this appropriation to finance
10 grant-making, studies, programs, or projects that assist in implementing
11 the state water plan adopted pursuant to section 37-60-106 (1)(u), C.R.S.,
12 including the following:

13 (a) Up to \$3,000,000 to facilitate the development of additional
14 storage, artificial recharge into aquifers, and dredging existing reservoirs
15 to restore the reservoirs' full decreed storage capacity and for
16 multi-beneficial projects and those projects identified in basin
17 implementation plans to address the water supply and demand gap;

18 (b) Up to \$1,000,000 to provide technical assistance, project, or
19 program funding for agricultural projects;

20 (c) Up to \$1,000,000 for grant funding to implement long-term
21 strategies for conservation, land use, and drought planning;

22 (d) Up to \$500,000 for grants for water education, outreach, and
23 innovation efforts; and

24 (e) Up to \$1,500,000 for environmental and recreational projects.

25 (2) The money appropriated in subsection (1) of this section
26 remains available for the designated purposes until it is fully expended.

27 **SECTION 24.** In Colorado Revised Statutes, 37-60-119, **amend**

1 (2) as follows:

2 **37-60-119. Construction of water and power facilities -**
3 **contracts with and charges against users.** (2) The board may, subject
4 to ~~the provisions in~~ section 37-60-122, enter into contracts for the use of,
5 or to loan ~~moneys~~ MONEY to enable the construction, rehabilitation,
6 enlargement, or improvement of, ~~said~~ flood control, water, power, and
7 any related recreational facilities, excluding ~~domestic water treatment and~~
8 ~~distribution systems~~ FACILITIES, with any agency or political subdivision
9 of this state or the federal government, individuals, corporations, or
10 organizations composed of citizens of this state. ~~Any such~~ THE contracts
11 may provide for such charges to the using entity as, in the opinion of the
12 board, are necessary and reasonable to recover the board's capital
13 investment, together with operational, maintenance, and interest charges
14 over the term of years agreed upon by contract. Interest charges shall be
15 recommended by the board at between zero and seven percent on the
16 basis of the project sponsor's ability to pay and the significance of the
17 project to the development and protection of the water supplies of the
18 state. Interest charges shall be credited to and made a part of the Colorado
19 water conservation board construction fund. Any other charges, as
20 determined appropriate by the board, ~~shall be~~ ARE continuously
21 appropriated to the Colorado water conservation board for supplemental
22 operational expenditures.

23 **SECTION 25.** In Colorado Revised Statutes, **amend** 37-60-122.5
24 as follows:

25 **37-60-122.5. Emergency dam repair cash fund.** There is hereby
26 created in the state treasury the emergency dam repair cash fund. The
27 state treasurer is hereby authorized and directed to transfer ~~moneys~~

1 MONEY from the Colorado water conservation board construction fund to
2 the emergency dam repair cash fund in such amounts and at such times
3 as determined by the Colorado water conservation board. Such transfers
4 ~~shall~~ MUST not exceed ~~fifty~~ FIVE HUNDRED thousand dollars. The ~~moneys~~
5 MONEY in the emergency dam repair cash fund ~~are hereby~~ IS continuously
6 appropriated to the Colorado water conservation board AND THE DIVISION
7 OF WATER RESOURCES for the emergency repair of dams pursuant to
8 section 37-87-108.5. All ~~moneys~~ MONEY collected by the state engineer
9 pursuant to section 37-87-108.5 shall be transmitted to the state treasurer,
10 who shall credit ~~such moneys~~ THE MONEY to the Colorado water
11 conservation board construction fund. All interest derived from the
12 investment of ~~moneys~~ MONEY in the emergency dam repair cash fund
13 shall be credited to the Colorado water conservation board construction
14 fund. Any balance remaining in the emergency dam repair cash fund at
15 the end of any fiscal year ~~shall remain~~ REMAINS in the fund.

16 **SECTION 26.** In Colorado Revised Statutes, 37-60-131, **amend**
17 (3) as follows:

18 **37-60-131. Natural hazard mapping - fund - repeal.** (3) This
19 section is repealed, effective July 1, ~~2018~~ **2019**. The state treasurer shall
20 transfer all unencumbered revenues in the mapping fund on July 1, ~~2018~~
21 **2019**, to the general fund.

22 **SECTION 27.** In Colorado Revised Statutes, 39-22-2403, **amend**
23 (2) as follows:

24 **39-22-2403. Contributions credited to Colorado healthy rivers**
25 **fund - creation - appropriation.** (2) (a) The general assembly shall
26 appropriate annually from the Colorado healthy rivers fund to the
27 department of revenue its costs of administering ~~moneys~~ MONEY

1 designated as contributions to the fund.

2 (b) All ~~moneys~~ MONEY remaining in the fund at the end of a fiscal
3 year, after subtracting the appropriation to the department, shall be
4 transferred to the Colorado water conservation board in the department
5 of natural resources. Two designees of the board, in cooperation with two
6 designees of the water quality control commission in the department of
7 public health and environment and upon consultation with the Colorado
8 watershed assembly, shall administer the ~~moneys~~ MONEY in accordance
9 with ~~the provisions of~~ subsection (3) of this section. ~~Moneys~~ MONEY in
10 the fund may be used to cover all reasonable costs incurred in
11 administering ~~the moneys in~~ the fund. THE MONEY TRANSFERRED TO THE
12 COLORADO WATER CONSERVATION BOARD PURSUANT TO THIS SUBSECTION
13 (2)(b) IS CONTINUOUSLY APPROPRIATED TO THE BOARD FOR THE PURPOSES
14 SPECIFIED IN SUBSECTION (3) OF THIS SECTION.

15 **SECTION 28. Safety clause.** The general assembly hereby finds,
16 determines, and declares that this act is necessary for the immediate
17 preservation of the public peace, health, and safety.