

CHAPTER 400

NATURAL RESOURCES

HOUSE BILL 04-1359

BY REPRESENTATIVE(S) Johnson R., Borodkin, Carroll, Cerbo, Coleman, Crane, Fairbank, Hodge, Marshall, McCluskey, McFadyen, Weddig, White, Boyd, and Rippy;
also SENATOR(S) Taylor, Chlouber, Entz, Hanna, Keller, Kester, Tapia, and Teck.

AN ACT

CONCERNING THE RELOCATION OF THE COLORADO GEOLOGICAL SURVEY FROM THE DEPARTMENT OF NATURAL RESOURCES TO THE COLORADO SCHOOL OF MINES.

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

SECTION 1. Part 1 of article 1 of title 34, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

34-1-106. Geological survey - study - relocation - repeal. (1) THE DEPARTMENT OF NATURAL RESOURCES AND THE COLORADO SCHOOL OF MINES SHALL COLLABORATIVELY CONDUCT A STUDY RELATING TO THE LOCATION OF THE COLORADO GEOLOGICAL SURVEY AND THE MANNER IN WHICH THE SURVEY CAN MOST EFFECTIVELY SERVE THE NEEDS OF THE STATE OF COLORADO. THE STUDY SHALL INCLUDE, BUT NEED NOT BE LIMITED TO, THE FOLLOWING:

(a) A COMPARATIVE ANALYSIS OF THE BENEFITS AND THE DISADVANTAGES OF LOCATING THE COLORADO GEOLOGICAL SURVEY AT THE DEPARTMENT OF NATURAL RESOURCES OR AT THE COLORADO SCHOOL OF MINES, WHICH SHALL INCLUDE THE POTENTIAL EFFECTS ON THE SURVEY OF BEING RELOCATED TO THE COLORADO SCHOOL OF MINES;

(b) AN ANALYSIS OF THE BENEFITS OF RELOCATING THE COLORADO GEOLOGICAL SURVEY TO THE COLORADO SCHOOL OF MINES OR MAINTAINING THE SURVEY WITHIN THE DEPARTMENT OF NATURAL RESOURCES, WITH THE GOALS OF IDENTIFYING WHICH LOCATION IS IN THE BEST INTERESTS OF THE RESIDENTS OF COLORADO AND WHICH LOCATION IS MOST LIKELY TO RESULT IN A STRONG, INNOVATIVE, AND ENTREPRENEURIAL SURVEY;

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

(c) SUGGESTIONS REGARDING THE MANNER IN WHICH THE COLORADO GEOLOGICAL SURVEY SHOULD BE STRUCTURED IF THE SURVEY MOVES TO THE COLORADO SCHOOL OF MINES, SO THAT THE SURVEY MAY APPROPRIATELY ADDRESS REQUESTS FOR SCIENTIFIC INVESTIGATIONS, INFORMATION, AND POLICY ANALYSES FROM STATE AND LOCAL GOVERNMENTAL ENTITIES;

(d) AN ANALYSIS OF THE FINANCIAL IMPLICATIONS AND THE IMPACT ON THE LEVEL OF SERVICE TO THE CUSTOMERS OF THE COLORADO GEOLOGICAL SURVEY IF THE SURVEY IS RELOCATED TO AND RESTRUCTURED WITHIN THE COLORADO SCHOOL OF MINES IN COMPARISON TO ITS CURRENT LOCATION AND ADMINISTRATIVE STRUCTURE. THE REVIEW SHALL INCLUDE AN ESTIMATION OF THE COSTS AND POTENTIAL FUNDING SOURCES FOR ACTIVITIES THAT MAY BE UNDERWRITTEN BY THE COLORADO SCHOOL OF MINES FOR THE COLORADO GEOLOGICAL SURVEY AND AN ANALYSIS OF THE POSSIBILITY OF ENHANCING THE SURVEY'S ACCESS TO AN INCREASED FUNDING BASE THROUGH GRANT MONEYS.

(e) IDENTIFICATION OF THE EXTENT TO WHICH COLLABORATIVE EFFORTS IN THE AREAS OF BASIC GEOLOGIC RESEARCH AND APPLIED GEOLOGY IN COLORADO SHOULD BE DEVELOPED WITH THE DEPARTMENT OF NATURAL RESOURCES IF THE BENEFITS OUTWEIGH THE COSTS OF RELOCATING THE COLORADO GEOLOGICAL SURVEY TO THE COLORADO SCHOOL OF MINES;

(f) AN ANALYSIS OF THE POTENTIAL BENEFITS OF HAVING A PROGRAM WITHIN THE COLORADO GEOLOGICAL SURVEY THAT PERFORMS OUTREACH AND DISSEMINATES INFORMATION TO RESIDENTS OF COLORADO RELATING TO GEOLOGY, SIMILAR TO THE COLORADO COOPERATIVE EXTENSION SERVICE ADMINISTERED BY COLORADO STATE UNIVERSITY, REGARDLESS OF WHERE THE COLORADO GEOLOGICAL SURVEY IS LOCATED; AND

(g) AN ANALYSIS OF THE LOCATIONS WITHIN STATE GOVERNMENT AND THE STRENGTHS AND WEAKNESSES OF THE ADMINISTRATIVE STRUCTURES OF GEOLOGICAL SURVEYS IN THE SURROUNDING WESTERN STATES.

(2) THE DIRECTOR OF THE DEPARTMENT OF NATURAL RESOURCES AND THE PRESIDENT OF THE COLORADO SCHOOL OF MINES SHALL EACH APPOINT FOUR PEOPLE FROM THEIR RESPECTIVE STAFFS, AT LEAST TWO OF WHOM SHALL BE PRACTICING PROFESSIONAL GEOSCIENTISTS, WHO SHALL BE RESPONSIBLE FOR CONDUCTING THE STUDY AND CONSOLIDATING THE INFORMATION INTO A REPORT, AS REQUIRED IN SUBSECTION (4) OF THIS SECTION.

(3) AFTER DESIGNATION OF THE APPOINTEES PURSUANT TO SUBSECTION (2) OF THIS SECTION, THE DEPARTMENT OF NATURAL RESOURCES IN COLLABORATION WITH THE COLORADO SCHOOL OF MINES SHALL CONDUCT A PUBLIC MEETING TO SEEK INPUT ON THE SCOPE OF THE STUDY TO BE CONDUCTED PURSUANT TO SUBSECTION (1) OF THIS SECTION. AFTER COMPLETION OF THE STUDY REQUIRED BY SUBSECTION (1) OF THIS SECTION, THE DEPARTMENT OF NATURAL RESOURCES IN COLLABORATION WITH THE COLORADO SCHOOL OF MINES SHALL CONDUCT A PUBLIC MEETING TO SEEK INPUT ON THE STUDY'S FINDINGS FROM AFFECTED INTERESTS.

(4) ON OR BEFORE NOVEMBER 30, 2004, THE DEPARTMENT OF NATURAL RESOURCES AND THE COLORADO SCHOOL OF MINES SHALL SUBMIT A REPORT OF THE

FINDINGS OF THE STUDY AND A SUMMARY OF THE PUBLIC INPUT RECEIVED AT THE PUBLIC MEETING REQUIRED UNDER SUBSECTION (3) OF THIS SECTION TO THE AGRICULTURE, LIVESTOCK, AND NATURAL RESOURCES COMMITTEE OF THE HOUSE OF REPRESENTATIVES AND THE AGRICULTURE, NATURAL RESOURCES, AND ENERGY COMMITTEE OF THE SENATE.

(5) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2005.

SECTION 2. No appropriation. The general assembly has determined that this act can be implemented within existing appropriations, and therefore no separate appropriation of state moneys is necessary to carry out the purposes of this act.

SECTION 3. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Became Law: June 5, 2004