

CHAPTER 273

NATURAL RESOURCES

HOUSE BILL 08-1379

BY REPRESENTATIVE(S) Curry, Borodkin, Buescher, Madden, and Merrifield;
also SENATOR(S) Isgar, and Taylor.

AN ACT

CONCERNING AN EXTENSION OF THE DEADLINE FOR THE COLORADO OIL AND GAS CONSERVATION COMMISSION TO PROMULGATE RULES CONCERNING A CONSULTATION PROCESS WITH OTHER STATE AGENCIES UNTIL JULY 16, 2008.

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

SECTION 1. The introductory portion to 34-60-106 (11) (a) and 34-60-106 (11) (a) (II) and (11) (b) (I), Colorado Revised Statutes, are amended to read:

34-60-106. Additional powers of the commission - rules - repeal. (11) (a) ~~Except as specified in paragraph (b) of this subsection (11);~~ By April 1 JULY 16, 2008, the commission shall:

(II) Promulgate rules, in consultation with the department of public health and environment, to protect the health, safety, and welfare of the general public in the conduct of oil and gas operations. The rules shall provide a timely and efficient procedure in which the department has an opportunity to provide comments during the commission's decision-making process. This rule-making shall be coordinated with the rule-making required in section ~~34-60-127~~ 34-60-128 (3) (d) ~~as enacted by House Bill 07-1298 at the first regular session of the sixty-sixth general assembly;~~ so that the timely and efficient procedure established pursuant to this subsection (11) is applicable to the department and to the division of wildlife.

(b) (I) ~~Upon request by the commission, the general assembly, acting by bill, may extend the deadline to promulgate rules pursuant to paragraph (a) of this subsection (11) until July 1, 2008.~~ The general assembly shall review the rules promulgated pursuant to paragraph (a) of this subsection (11) acting by bill pursuant to section 24-4-103, C.R.S., and reserves the right to alter or repeal such rules.

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

SECTION 2. The introductory portion to 34-60-128 (3) (d), Colorado Revised Statutes, is amended to read:

34-60-128. Habitat stewardship - rules. (3) In order to minimize adverse impacts to wildlife resources, the commission shall:

(d) Promulgate rules by ~~July~~ JULY 16, 2008, in consultation with the wildlife commission, to establish standards for minimizing adverse impacts to wildlife resources affected by oil and gas operations and to ensure the proper reclamation of wildlife habitat during and following such operations. At a minimum, the rules shall address:

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.

Approved: May 21, 2008