

CHAPTER 335

EDUCATION - UNIVERSITIES AND COLLEGES

HOUSE BILL 08-1318

BY REPRESENTATIVE(S) Lundberg, Balmer, Gardner B., Gardner C., Garza-Hicks, Kerr J., King, Lambert, Loofer, Marostica, Massey, May M., McNulty, Mitchell V., Roberts, Rose, Sonnenberg, Summers, Swalm, Vaad, White, Witwer, Buescher, Liston, Merrifield, Romanoff, Scanlan, Stafford, Stephens, and Todd;
also SENATOR(S) Taylor, Bacon, Boyd, Brophy, Gibbs, Harvey, Isgar, Johnson, Kester, Kopp, Morse, Penry, Renfroe, Romer, Sandoval, Schultheis, Shaffer, Tochtrop, Tupa, Ward, Wiens, and Williams.

AN ACT**CONCERNING MITIGATION OF THE EFFECTS OF THE PINE BEETLE INFESTATION.**

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

SECTION 1. 23-31-303, Colorado Revised Statutes, is amended to read:

23-31-303. Funds available. (1) The governor's emergency fund, or other funds available to the Colorado state forest service, may be used for the purpose of preventing and suppressing forest fires, in accordance with the provisions of part 21 of article 32 of title 24, C.R.S.

(2) THE BEETLE MITIGATION FUND IS HEREBY CREATED IN THE STATE TREASURY TO BE ADMINISTERED BY THE COLORADO STATE FOREST SERVICE FOR THE PURPOSE OF REMOVING TREES INFESTED BY BEETLES FROM FORESTS ON STATE-OWNED LAND AND OTHERWISE MITIGATING THE EFFECTS OF BEETLE INFESTATION ON STATE-OWNED LAND. THE FUND SHALL CONSIST OF DONATIONS RECEIVED PURSUANT TO SUBSECTION (3) OF THIS SECTION.

(3) THE COLORADO STATE FOREST SERVICE SHALL CREATE AND MAINTAIN ONE OR MORE WEB PAGES ON ITS OFFICIAL WEB SITE THAT PROVIDE INFORMATION ON THE BEETLE MITIGATION FUND TO THE PUBLIC AND THAT ALLOW THE PUBLIC TO DONATE TO THE FUND ONLINE. WEB SITES OPERATED BY OTHER INTERESTED STATE DEPARTMENTS SHALL ADD PROMINENT LINKS REFERRING THE PUBLIC TO THE COLORADO STATE FOREST SERVICE'S BEETLE MITIGATION FUND WEB PAGE TO ENCOURAGE VOLUNTARY CONTRIBUTIONS TO THE FUND. THE COLORADO STATE FOREST SERVICE SHALL TRANSMIT ALL SUCH CONTRIBUTIONS TO THE STATE

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

TREASURER, WHO SHALL DEPOSIT THEM IN THE FUND.

SECTION 2. Effective date - applicability. (1) This act shall take effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly that is allowed for submitting a referendum petition pursuant to article V, section 1 (3) of the state constitution, (August 6, 2008, if adjournment sine die is on May 7, 2008); except that, if a referendum petition is filed against this act or an item, section, or part of this act within such period, then the act, item, section, or part, if approved by the people, shall take effect on the date of the official declaration of the vote thereon by proclamation of the governor.

(2) The provisions of this act shall apply to acts occurring on or after the applicable effective date of this act.

Approved: May 28, 2008