

CHAPTER 349

NATURAL RESOURCES

HOUSE BILL 09-1289

BY REPRESENTATIVE(S) Curry, Apuan, Baumgardner, Fischer, Hullinghorst, Liston, Looper, Priola, Roberts, Schafer S., Tipton, Vigil;
also SENATOR(S) Isgar, Kopp.

AN ACT

**CONCERNING THE SPECIES CONSERVATION TRUST FUND, AND, IN CONNECTION THEREWITH,
APPROVING THE SPECIES CONSERVATION ELIGIBILITY LIST.**

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

SECTION 1. Legislative declaration. (1) Pursuant to:

(a) Section 24-33-111 (2), Colorado Revised Statutes, the species conservation trust fund has been created in the state treasury to fund programs designed to conserve native species that have been listed as threatened or endangered under state or federal law, or are candidate species or are likely to become candidate species as determined by the United States fish and wildlife service;

(b) Section 24-33-111 (3), Colorado Revised Statutes, the executive director of the department of natural resources, after consulting with the Colorado water conservation board and its director, the wildlife commission, and the director of the division of wildlife, has prepared and delivered to the general assembly a species conservation eligibility list describing programs and associated costs that are eligible to receive funding from the species conservation trust fund; and

(c) Section 24-33-111 (3), Colorado Revised Statutes, prior to obligating funds from the species conservation trust fund, the species conservation eligibility list is subject to modification and adoption through the passage of a bill.

SECTION 2. Eligibility list - approval. (1) The general assembly deems the recommended expenditures described in the species conservation eligibility list to be in the interest of the people of the state. The moneys specified in this subsection (1) shall be available in fiscal year 2009-10 and shall remain available for the

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

designated purposes until they are fully expended:

(a) The executive director of the department of natural resources is authorized to obligate and expend five million eight hundred twenty-five thousand dollars (\$5,825,000) from the capital account of the species conservation trust fund for the following activities, programs, and species in the following amounts:

	PROGRAM / SPECIES	AMOUNT
(I)	Platte River Recovery Program	\$ 4,000,000
(II)	Upper Colorado River Recovery Program	\$ 500,000
(III)	Instream Flow Protection	\$ 500,000
(IV)	Grouse Conservation Program	\$ <u>825,000</u>
Total capital account appropriation:		\$ 5,825,000

(b) The executive director of the department of natural resources is authorized to obligate and expend two million five hundred fifty-three thousand seventy dollars (\$2,553,070) from the operation and maintenance account of the species conservation trust fund for the following activities, programs, and species in the following amounts:

	PROGRAM / SPECIES	AMOUNT
(I)	Grouse Conservation Program	\$ 711,070
(II)	Native Fish Conservation	\$ 982,000
(III)	Wildlife Research	\$ 500,000
(IV)	Natural Areas Program	\$ <u>360,000</u>
Total operation and maintenance account appropriation:		\$ 2,553,070

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: June 1, 2009