



Colorado
Legislative
Council
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MEMORANDUM

May 1, 2013

TO: Interested Persons

FROM: David Beaujon, Senior Analyst, 303-866-4781

SUBJECT: Overview of the Interim Water Resources Review Committee

This memorandum describes the Water Resources Review Committee's membership, charge, bill limits, and bill request deadlines. It also summarizes the committee's activities since 2001 including meetings, tours, and legislative recommendations. Final reports, memoranda, and other information from previous years are available on the General Assembly's website at: www.colorado.gov/lcs.

2013 Water Resources Review Committee

Senator Gail Schwartz, Chair	Representative Randy Fischer, Vice-chair
Senator Greg Brophy	Representative Don Coram
Senator Angela Giron	Representative Diane Mitsch Bush
Senator Mary Hodge	Representative Jerry Sonnenberg
Senator Ellen Roberts	Representative Ed Vigil

Membership requirements. The Water Resources Review Committee is a ten-member committee with two-year terms extending from January 1 of an odd-numbered year to December 31 of the following even-numbered year.¹ During odd-numbered years, the President of the Senate appoints the chair and the Speaker of the House appoints the vice-chair. Members are appointed according to the following criteria:

- five Senate members, three appointed by the President of the Senate and two appointed by the Senate Minority Leader;
- five House members appointed by the Speaker of the House in consultation with the House Minority Leader;
- at least four members must reside west of the Continental Divide or their district must have a majority of its population residing west of the Continental Divide; and
- members should represent each of the seven water divisions.

¹Section 37-98-102 (2), C.R.S.

Committee charge. The committee is authorized to review water issues and propose legislation related to the conservation, use, development, and financing of Colorado's water resources. In conducting its review, the committee is required to consult with experts in the field of water conservation, quality, use, finance, and development.

Tours and meetings. The committee is authorized to meet up to eight times during odd-numbered years and to take up to two field trips.²

Committee Recommendations to Legislative Council

Bill limits. Each bill recommended by the committee must be approved by a two-thirds vote of the members of the committee, or at least seven members. The committee is limited to recommending three bills to the Legislative Council, unless two-thirds of the members of the Water Resources Review Committee vote to recommend a greater number.³ Such greater number may not exceed one bill or other measure per member or up to ten bills and resolutions.

Legislative Council review. In odd-numbered years, the Legislative Council must review interim committee recommendations by November 15. Bills approved by the Legislative Council do not count against a member's five-bill limit for the regular legislative session.⁴ Bills not approved by Legislative Council may be introduced in the regular session, but such bills will count against a member's five-bill limit. Interim committee bills must have prime sponsors prior to consideration by the Legislative Council.⁵

Requirements for bill drafts. The Executive Committee of Legislative Council's guidelines for interim committees require that at least a majority of the committee membership approve a bill in concept prior to requesting a bill draft. Requests must also be made at least three weeks before the final meeting to allow sufficient time for drafting and final consideration by the committee. Legislative Council must meet by November 15, 2013, to consider interim committee recommendations.

Activities of the Water Resources Review Committee. The Water Resources Review Committee has recommended 34 bills since it was created in 2001. Twenty-seven of these bills have been signed into law. It has also recommended four joint resolutions and drafted nine letters to state and federal policy makers. The committee has also conducted 17 tours, covering all of Colorado's major river basins except the North Platte River Basin. Table 1 provides additional information about the committee's tours, legislative recommendations, and letters to policy makers.

²Section 37-98-102 (1) (a), C.R.S.

³Section 37-98-103 (1), C.R.S.

⁴Joint Rule 24 (b) (1) (D)

⁵Joint Rule 24 (b) (1) (E)

**Table 1
Activities of the Water Resources Review Committee Since 2001**

Year	Number of Meetings	Tour(s)	Recommendation(s)
2012	4	<ul style="list-style-type: none"> • 2-day tour in the Southern metropolitan area of the Denver Basin 	<ul style="list-style-type: none"> • House Bill 13-1013, Protect Water Right Ownership Rights — <i>postponed indefinitely</i> • House Joint Resolution 13-1004, Oppose Forest Service Water Permit Requirement — <i>Senate final action</i> • Senate Bill 13-072, No Final Well Permit Required Denver Basin Designated — <i>signed into law</i> • Senate Bill 13-073, General Permits Stormwater Rule-making — <i>House introduction</i> • Senate Bill 13-074, Irrigation Water Right Historical Use Acreage — <i>signed into law</i> • Senate Bill 13-075, Promote Water Conservation Of Designated Ground Water — <i>signed into law</i> • Senate Bill 13-078, Erroneously Located Water Diversion Points — <i>signed into law</i> • Senate Joint Resolution 13-005, Use of Severance Tax for Water Infrastructure — <i>adopted</i>
2011	8	<ul style="list-style-type: none"> • 2-day tour in the Colorado River Basin with the Colorado Foundation for Water Education 	<ul style="list-style-type: none"> • Senate Bill 12-008, Postpone Repeal Date for Denver Basin Aquifer Pumping Requirement — <i>signed into law</i> • Senate Bill 12-009, Consolidate Division of Water Resources Cash Funds — <i>signed into law</i> • Senate Joint Resolution 12-002, Use of Severance Tax Revenue for Infrastructure — <i>adopted</i> • House Bill 12-1010, Reissue Lost Mutual Ditch Share Certificate — <i>signed into law</i> • House Bill 12-1022, Establish Water Replacement Requirement for Mines — <i>signed into law</i> • House Bill 12-1078, Exempt Drinking Water Certification Designation — <i>signed into law</i> • Letter urging Colorado's Congressional delegation to support legislation to extend federal "Good Neighbor Authority" to manage forests on public lands
2010	Interim committees were suspended during the 2010 interim.		
2009	6	<ul style="list-style-type: none"> • 2-day tour in the Rio Grande Basin with the Colorado Foundation for Water Education • 1-day tour of the Animas-La Plata storage project near Durango 	<ul style="list-style-type: none"> • Senate Bill 10-019, Valuation of New Hydroelectric Facilities — <i>signed into law</i> • Senate Bill 10-025, Extend Water Efficiency Grant Program — <i>signed into law</i> • House Bill 10-1006, Fund Division of Water Resources with Tier 1 Operational Account Moneys — <i>postponed indefinitely</i>
2008	4	<ul style="list-style-type: none"> • 1.5-day tour in the South Platte River Basin with the Colorado Foundation for Water Education • half-day tour of the Republican River Basin. 	<ul style="list-style-type: none"> • Senate Bill 09-015, White River Water Division Change — <i>signed into law</i>

Table 1
Activities of the Water Resources Review Committee Since 2001 (Cont.)

Year	Number of Meetings	Tour(s)	Recommendation(s)
2007	4	<ul style="list-style-type: none"> • 2-day tour in the Gunnison and Uncompahgre River basins with the Colorado Foundation for Water Education • 1-day tour in the Yampa River Basin 	<ul style="list-style-type: none"> • Senate Bill 08-010, Board of Directors of the Water Resources and Power Development Authority — <i>signed into law</i> • House Bill 08-1030, Exemption for Depletions from Pumping that Occurred Prior to 1974 — <i>lost in the Senate</i> • Letter 1 — urging Colorado's congressional delegation to fund a study concerning options for increasing water storage in Chatfield Reservoir that is located on the South Platte River, southwest of Denver • Letter 2 — expressing support for funding for the federal Conservation Reserve Enhancement Program (CREP) and Environmental Quality Incentive Program (EQIP) in the 2007 Farm Bill • Letter 3 — expressing concern to the congressional delegation about H.R. 720, the "Water Quality Financing Act of 2007"
2006	3	<ul style="list-style-type: none"> • 2-day tour in the Upper Colorado River and the Upper Arkansas River basins with the Colorado Foundation for Water Education 	<ul style="list-style-type: none"> • Senate Bill 07-008, Expansion of the Water Efficiency Grant Program — <i>signed into law</i> • House Bill 07-1056, Increase the Compensation for Directors of Certain Water Districts — <i>signed into law</i> • House Joint Resolution 07-1004, Request that Congress support the federal "Rural Colorado Water Infrastructure Act" — <i>adopted</i>
2005	7	<ul style="list-style-type: none"> • 2-day tour in northwestern Colorado including the Upper Colorado River and the Yampa-White basins • half day tour of the South Platte River Basin 	<ul style="list-style-type: none"> • Senate Bill 06-034, Appointments to the Colorado Water Resources and Power Development Authority — <i>signed into law</i> • Senate Bill 06-037, Adjudication of Recreational In-channel Diversions — <i>signed into law</i>
2004	4	<ul style="list-style-type: none"> • 3-day tour in the South Platte River Basin • 4-day tour in the Lower Gunnison, Dolores, Animas, La Plata, San Juan, and Rio Grande River basins 	<ul style="list-style-type: none"> • Senate Bill 05-011, Water Project Revolving Fund Eligibility Lists — <i>signed into law</i> • Senate Bill 05-045, Authorization for Certain Water Districts to Provide Park and Recreation Services in Connection with a Reservoir — <i>signed into law</i>
2003	7	<ul style="list-style-type: none"> • 4-day tour in the Upper Gunnison, the Rio Grande, and the Arkansas River basin • 2-day tour in the Upper Colorado River Basin 	<ul style="list-style-type: none"> • Senate Bill 04-013, Deadlines for Senate Confirmation of Water Boards — <i>signed into law</i> • Senate Bill 04-032, Loans of Agricultural Water Rights — <i>signed into law</i> • Senate Bill 04-039, Limit Voting Rights of Ex Officio Members of the Colorado Water Conservation Board — <i>postponed indefinitely</i> • House Bill 04-1035, Prohibit Proxy Voting by Members of the Colorado Water Conservation Board — <i>signed into law</i> • House Bill 04-1040, Mitigation of Transbasin Diversions — <i>lost in House</i>

Table 1
Activities of the Water Resources Review Committee Since 2001 (Cont.)

Year	Number of Meetings	Tour(s)	Recommendation(s)
2002	4	<ul style="list-style-type: none"> • 3-day tour in the Arkansas River Basin 	<ul style="list-style-type: none"> • Senate Bill 03-045, Increase Well Permit Fees for Well Inspections and Oversight of Well Contractors — <i>signed into law</i> • Senate Bill 03-047, Extend Water Resources Review Committee — <i>signed into law</i> • House Bill 03-1005, Extend Water Augmentation Requirements for Water Divisions 1 and 2 — <i>signed into law</i> • Letter 1 — requesting the Department of Natural Resources Executive Director to encourage the release of water from Cherry Creek Reservoir to augment South Platte River wells • Letter 2 — requesting Colorado's congressional delegation, the Secretary of the U.S. Department of Interior, and the Secretary of the U.S. Department of Agriculture, to encourage a streamlined approach to forest management on federal lands • Letter 3 — requesting Colorado's congressional delegation to support federal legislation that funds research on the impact of invasive plants on water supplies
2001	4	<ul style="list-style-type: none"> • 2-day tour in the Gunnison River Basin 	<ul style="list-style-type: none"> • Senate Bill 02-045, Continue the Water Resources Review Committee — <i>signed into law</i> • House Bill 02-1012, Appropriation for Species Conservation Trust Fund — <i>postponed indefinitely</i> • House Bill 02-1024, Qualification for Electors of Irrigation Districts — <i>signed into law</i> • Letter 1 — requesting U.S. Environmental Protection Agency to delay new water quality rules and expressing concern about water delivery obligations for endangered species • Letter 2 — expressing concern to Secretary of the U.S. Department of Interior about quantification of the reserved water right for the Black Canyon of the Gunnison National Park