

Second Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO

Attachment C

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2.10.14

LLS NO. 14-0924.01 Jennifer Berman x3286

SENATE BILL

SENATE SPONSORSHIP

Renfroe,

HOUSE SPONSORSHIP

Sonnenberg,

SHORT TITLE: "Flood Debris Cleanup Grants"

A BILL FOR AN ACT

101 CONCERNING THE CREATION OF A FLOOD DEBRIS CLEANUP GRANT
102 ACCOUNT IN THE FLOOD AND DROUGHT RESPONSE FUND TO
103 FACILITATE WATERSHED CLEANUP EFFORTS IN AREAS AFFECTED
104 BY THE SEPTEMBER 2013 FLOOD, AND, IN CONNECTION
105 THEREWITH, MAKING AN APPROPRIATION.

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)

In response to the September 2013 flood, the bill creates a flood

*Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.*

debris cleanup grant account in the flood and drought response fund for the purpose of allowing the Colorado Water Conservation Board to make grants to help pay the costs of watershed cleanup in areas affected by the flood. The bill appropriates \$5,000,000 for implementation of the grant program.

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

2 **SECTION 1.** In Colorado Revised Statutes, **amend** 37-60-123.2
3 as follows:

4 **37-60-123.2. Flood and drought response fund - flood debris**
5 **cleanup grant account - created.** (1) There is hereby created in the
6 state treasury the flood and drought response fund, referred to in this
7 section as the "response fund". The state treasurer is hereby authorized
8 and directed to transfer three hundred thousand dollars from the
9 Colorado water conservation board construction fund to the response
10 fund. The board is authorized to provide funding for flood and drought
11 preparedness and for response and recovery activities following flood or
12 drought events and disasters. The moneys in the response fund are hereby
13 continuously appropriated to the board for flood and drought response
14 purposes, including the immediate availability of funds for aerial
15 photography of flooded areas, flood and drought documentation and
16 identification of specific hazards, evaluations and revisions of floodplain
17 designations and drought-prone areas, flood and drought forecasting and
18 preparation, and development of disaster and recovery mitigation plans.
19 The state treasurer shall credit all interest derived from the investment of
20 moneys in the response fund to the Colorado water conservation board
21 construction fund. Any balance remaining in the response fund at the end
22 of any fiscal year remains in the fund.

23 (2) (a) THERE IS HEREBY CREATED THE FLOOD DEBRIS CLEANUP

1 GRANT ACCOUNT, REFERRED TO IN THIS SUBSECTION (2) AS THE "FLOOD
2 DEBRIS ACCOUNT", IN THE RESPONSE FUND FOR THE PURPOSE OF MAKING
3 GRANTS TO HELP PAY THE COSTS OF WATERSHED CLEANUP IN AREAS
4 AFFECTED BY THE SEPTEMBER 2013 FLOOD. THE COLORADO WATER
5 CONSERVATION BOARD SHALL APPROVE GRANTS BASED SOLELY ON
6 CRITERIA AND PROCEDURES ADOPTED BY THE BOARD.

7 (b) THE MONEYS IN THE FLOOD DEBRIS ACCOUNT ARE
8 CONTINUOUSLY APPROPRIATED TO THE COLORADO WATER CONSERVATION
9 BOARD FOR GRANT-MAKING PURPOSES IN ACCORDANCE WITH PARAGRAPH
10 (a) OF THIS SUBSECTION (2). ALL INTEREST EARNED FROM THE
11 INVESTMENT OF MONEYS IN THE FLOOD DEBRIS ACCOUNT IS CREDITED TO
12 THE FLOOD DEBRIS ACCOUNT. ANY MONEYS NOT EXPENDED AT THE END
13 OF THE FISCAL YEAR REMAIN IN THE FLOOD DEBRIS ACCOUNT AND DO NOT
14 REVERT TO THE GENERAL FUND OR ANY OTHER FUND.

15 (c) UPON THE EFFECTIVE DATE OF THIS SUBSECTION (2), THE STATE
16 TREASURER SHALL TRANSFER FROM THE GENERAL FUND TO THE FLOOD
17 DEBRIS ACCOUNT THE SUM OF FIVE MILLION DOLLARS.

18 (d) THIS SUBSECTION (2) IS REPEALED, EFFECTIVE JULY 1, 2015.

19 **SECTION 2. Safety clause.** The general assembly hereby finds,
20 determines, and declares that this act is necessary for the immediate
21 preservation of the public peace, health, and safety.