

Second Regular Session
Sixty-seventh General Assembly
STATE OF COLORADO

9.3.09

DRAFT

LLS NO. 10-0114.01 Thomas Morris

INTERIM COMMITTEE BILL

Water Resources Review Committee

SHORT TITLE: "Permanently Fund Water Efficiency Grants"

A BILL FOR AN ACT

101 **CONCERNING THE LONG-TERM FUNDING OF THE WATER EFFICIENCY**
102 **GRANT PROGRAM.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)

Water Resources Review Committee. The water efficiency grant program is currently scheduled to be repealed on July 1, 2012. **Section 1** of the bill extends the program indefinitely. **Section 2** authorizes up to \$550,000 of annual appropriations from the cash fund beginning on July 1, 2010. **Section 3** annually transfers \$550,000 from tier 2 of the operational account of the severance tax trust fund to the water efficiency grant program cash fund beginning on July 1, 2012.

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

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

2 **SECTION 1. Repeal.** 37-60-126 (12) (a) (IV) and (12) (c),
3 Colorado Revised Statutes, are repealed as follows:

4 **37-60-126. Water conservation and drought mitigation**
5 **planning - programs - relationship to state assistance for water**
6 **facilities - guidelines - water efficiency grant program.**

7 (12) (a) (IV) ~~Any moneys remaining in the fund on June 30, 2012, shall~~
8 ~~be transferred to the operational account of the severance tax trust fund~~
9 ~~described in section 39-29-109 (2) (b), C.R.S.~~

10 (c) ~~This subsection (12) is repealed, effective July 1, 2012.~~

11 **SECTION 2.** 37-60-126 (12) (a) (III), Colorado Revised Statutes,
12 is amended to read:

13 **37-60-126. Water conservation and drought mitigation**
14 **planning - programs - relationship to state assistance for water**
15 **facilities - guidelines - water efficiency grant program.**

16 (12) (a) (III) ~~For the 2005-06 through 2010-11~~ EACH fiscal years YEAR
17 BEGINNING ON OR AFTER JULY 1, 2010, the general assembly shall
18 appropriate from the fund to the board up to five hundred thousand
19 dollars annually for the purpose of providing grants to covered entities,
20 other state and local governmental entities, and agencies in accordance
21 with this subsection (12). Commencing July 1, 2008, the general
22 assembly shall also appropriate from the fund to the board fifty thousand
23 dollars each fiscal year ~~through 2011-12~~ to cover the costs associated
24 with the administration of the grant program and the requirements of
25 section 37-60-124. Moneys appropriated pursuant to this subparagraph
26 (III) shall remain available until expended. ~~or until June 30, 2012,~~

1 ~~whichever occurs first.~~

2 **SECTION 3.** 39-29-109.3 (2) (c) (I) (A) and (2) (c) (III),
3 Colorado Revised Statutes, are amended to read:

4 **39-29-109.3. Operational account of the severance tax trust**
5 **fund - repeal.** (2) Subject to the requirements of subsections (3) and (4)
6 of this section, if the general assembly chooses not to spend up to one
7 hundred percent of the moneys in the operational account as specified in
8 subsection (1) of this section, the state treasurer shall transfer the
9 following:

10 (c) (I) To the water efficiency grant program cash fund created in
11 section 37-60-126 (12), C.R.S., for use in accordance with that section,
12 the following amounts:

13 (A) For ~~the~~ EACH state fiscal year commencing ON OR AFTER July
14 1, 2008, ~~eight~~ 2012, FIVE hundred FIFTY thousand dollars. ~~If, on June 30,~~
15 ~~2008, there is more than one hundred thousand dollars of unobligated~~
16 ~~revenue in the operational account above the reserve required by~~
17 ~~subsection (3) of this section, the state treasurer shall transfer such~~
18 ~~amounts over one hundred thousand dollars, up to a maximum of one~~
19 ~~million dollars, to the water efficiency grant program cash fund on July~~
20 ~~1, 2008.~~

21 (III) ~~This paragraph (c) is repealed, effective July 1, 2012.~~

22 **SECTION 4. Safety clause.** The general assembly hereby finds,
23 determines, and declares that this act is necessary for the immediate
24 preservation of the public peace, health, and safety.