

FINAL
FISCAL NOTE

Drafting Number: LLS 09-0729

Date: June 10, 2009

Prime Sponsor(s): Sen. Harvey
Rep. McNulty

Bill Status: Signed into Law

Fiscal Analyst: Amy Larsen (303-866-3488)

TITLE: CONCERNING A CLARIFICATION OF THE ENFORCEMENT OF WATER QUALITY LAWS RELATING TO THE DISCHARGE OF CERTAIN HAZARDOUS POLLUTANTS.

Summary of Legislation

The bill clarifies that provisions of the Colorado Water Quality Control Act do not limit or impair the ability to enforce penalties for the discharge of hazardous substances or waste. Under current law, prosecution of criminal pollution must be commenced by the Department of Public Health and Environment. Under the bill, these actions may be commenced by a peace officer.

The Governor signed the bill into law on May 4, 2009, and unless a referendum petition is filed, the bill will take effect August 5, 2009.

Assessment

SB09-119 is assessed at no fiscal impact. The bill simply clarifies current law. No change to enforcement activities by the Department of Public Health and Environment or the Office of the Attorney General is expected.

Departments Contacted

Public Health and Environment

Law

Judicial