

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

January 24, 2007

Date

Committee on Agriculture, Livestock, & Natural Resources.

After consideration on the merits, the Committee recommends the following:

HB07-1036 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend printed bill, page 2, line 12, after "LAW.", add "FOR PURPOSES OF
2 THIS SUBSECTION (11.5), "POLITICAL SUBDIVISION" SHALL INCLUDE ANY
3 CITY, TOWN, OR CITY AND COUNTY THAT HAS CHOSEN TO ADOPT A HOME
4 RULE CHARTER PURSUANT TO THE PROVISIONS OF ARTICLE XX OF THE
5 STATE CONSTITUTION.";

6 strike lines 21 through 25 and substitute the following:

7 "ACQUISITION OF APPROPRIATED WATER RIGHTS."

8 Page 3, strike lines 1 and 2 and substitute the following:

9 "SECTION 3. 38-1-101 (5) (b), Colorado Revised Statutes, is
10 amended, and the said 38-1-101 is further amended BY THE ADDITION
11 OF A NEW SUBSECTION, to read:";

12 strike lines 12 through 18 and substitute the following:

13 "ACQUISITION OF APPROPRIATED WATER RIGHTS.

14 (5) For purposes of this section, unless the context otherwise
15 requires:

16 (b) "Political subdivision" means a county; city and county; city;
17 town; service authority; school district; local improvement district; law

1 enforcement authority; urban renewal authority; city or county housing
2 authority; water, sanitation, fire protection, metropolitan, irrigation,
3 drainage, or other special district; or any other kind of municipal,
4 quasi-municipal, or public corporation organized pursuant to law. FOR
5 PURPOSES OF THIS PARAGRAPH (b), "POLITICAL SUBDIVISION" SHALL
6 INCLUDE ANY CITY, TOWN, OR CITY AND COUNTY THAT HAS CHOSEN TO
7 ADOPT A HOME RULE CHARTER PURSUANT TO THE PROVISIONS OF ARTICLE
8 XX OF THE STATE CONSTITUTION.";

9 line 27, strike "NOTHING IN THIS SUBSECTION (3) SHALL".

10 Page 4, strike lines 1 through 4;

11 strike lines 12 and 13 and substitute the following:

12 "PURSUANT TO LAW. FOR PURPOSES OF THIS PARAGRAPH (b), "POLITICAL
13 SUBDIVISION" SHALL INCLUDE ANY CITY, TOWN, OR CITY AND COUNTY
14 THAT HAS CHOSEN TO ADOPT A HOME RULE CHARTER PURSUANT TO THE
15 PROVISIONS OF ARTICLE XX OF THE STATE CONSTITUTION."

16 Page 5, strike lines 4 through 10 and substitute the following:

17 "RESULTS IN THE ACQUISITION OF APPROPRIATED WATER RIGHTS. FOR
18 PURPOSES OF THIS SECTION, "MUNICIPALITIES" AND "POLITICAL
19 SUBDIVISIONS" SHALL INCLUDE ANY CITY, TOWN, OR CITY AND COUNTY
20 THAT HAS CHOSEN TO ADOPT A HOME RULE CHARTER PURSUANT TO THE
21 PROVISIONS OF ARTICLE XX OF THE STATE CONSTITUTION.

22 **SECTION 7.** 31-15-708 (1) (b), Colorado Revised Statutes, is
23 amended, and the said 31-15-708 is further amended BY THE
24 ADDITION OF A NEW SUBSECTION, to read:".

25 Page 6, strike lines 5 through 11 and substitute the following:

26 "(2) FOR PURPOSES OF THIS SECTION, "MUNICIPALITY" SHALL
27 INCLUDE ANY CITY, TOWN, OR CITY AND COUNTY THAT HAS CHOSEN TO
28 ADOPT A HOME RULE CHARTER PURSUANT TO THE PROVISIONS OF ARTICLE
29 XX OF THE STATE CONSTITUTION.

30 **SECTION 8.** 31-35-101 (1) (c), Colorado Revised Statutes, is
31 amended, and the said 31-35-101 is further amended BY THE



1 ADDITION OF A NEW SUBSECTION, to read:";

2 after line 19, insert the following:

3 "(4) FOR PURPOSES OF THIS SECTION, "MUNICIPALITY" SHALL
4 INCLUDE ANY CITY, TOWN, OR CITY AND COUNTY THAT HAS CHOSEN TO
5 ADOPT A HOME RULE CHARTER PURSUANT TO THE PROVISIONS OF ARTICLE
6 XX OF THE STATE CONSTITUTION."

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