

**NOTE: This bill has been prepared for the signature of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.**



HOUSE BILL 10-1325

BY REPRESENTATIVE(S) Lambert, Pommer, Ferrandino;  
also SENATOR(S) White, Keller, Tapia.

CONCERNING THE TRANSFER OF INTEREST EARNED BY CERTAIN SETTLEMENT  
MONEYS IN THE NATURAL RESOURCE DAMAGE RECOVERY FUND.

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

**SECTION 1.** 25-16-104.7, Colorado Revised Statutes, is amended  
BY THE ADDITION OF A NEW SUBSECTION to read:

**25-16-104.7. Natural resource damage recoveries - fund created  
- repeal.** (4) (a) NOTWITHSTANDING ANY OTHER PROVISION OF LAW AND  
EXCEPT AS PROVIDED IN PARAGRAPH (b) OF THIS SUBSECTION (4), ON JUNE  
30, 2010, AND EACH JUNE 30 THEREAFTER, THE STATE TREASURER SHALL:

(I) DEDUCT AN AMOUNT EQUAL TO SIXTY-TWO AND THREE-TENTHS  
PERCENT OF THE INTEREST EARNED ON THOSE MONEYS IN THE NATURAL  
RESOURCE DAMAGE RECOVERY FUND THAT WERE RECEIVED IN THE  
SETTLEMENT REACHED IN THE CASE DENOMINATED *STATE OF COLORADO V.  
UNITED STATES OF AMERICA, SHELL OIL COMPANY, ET AL.*, CASE No. 83 CV  
2386, IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF  
COLORADO, AND SHALL TRANSFER SUCH AMOUNT TO THE HAZARDOUS

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*Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

SUBSTANCE RESPONSE FUND CREATED IN SECTION 25-16-104.6; AND

(II) DEDUCT AN AMOUNT EQUAL TO THIRTY-SEVEN AND SEVEN-TENTHS PERCENT OF THE INTEREST EARNED ON THOSE MONEYS IN THE NATURAL RESOURCE DAMAGE RECOVERY FUND THAT WERE RECEIVED IN THE SETTLEMENT REACHED IN THE CASE DENOMINATED *STATE OF COLORADO V. UNITED STATES OF AMERICA, SHELL OIL COMPANY, ET AL.*, CASE No. 83 CV 2386, IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLORADO, AND SHALL TRANSFER SUCH AMOUNT TO THE GENERAL FUND.

(b) THE STATE TREASURER SHALL CONTINUE TO MAKE THE TRANSFER SPECIFIED IN SUBPARAGRAPH (I) OF PARAGRAPH (a) OF THIS SUBSECTION (4) UNTIL THE TOTAL AMOUNT TRANSFERRED TO THE HAZARDOUS SUBSTANCE RESPONSE FUND EQUALS ONE MILLION SIX HUNDRED FIFTY-SEVEN THOUSAND FIVE HUNDRED SEVENTY-SEVEN DOLLARS, AT WHICH TIME THE STATE TREASURER SHALL CEASE THE TRANSFERS. THE STATE TREASURER SHALL CONTINUE TO MAKE THE TRANSFER SPECIFIED IN SUBPARAGRAPH (II) OF PARAGRAPH (a) OF THIS SUBSECTION (4) UNTIL THE TOTAL AMOUNT TRANSFERRED TO THE GENERAL FUND REACHES ONE MILLION FOUR THOUSAND EIGHT HUNDRED SEVENTY-THREE DOLLARS, AT WHICH TIME THE STATE TREASURER SHALL CEASE THE TRANSFERS.

(c) THIS SUBSECTION (4) IS REPEALED, EFFECTIVE JULY 1, 2017.

**SECTION 2. Safety clause.** The general assembly hereby finds,

determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

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Terrance D. Carroll  
SPEAKER OF THE HOUSE  
OF REPRESENTATIVES

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Brandon C. Shaffer  
PRESIDENT OF  
THE SENATE

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Marilyn Eddins  
CHIEF CLERK OF THE HOUSE  
OF REPRESENTATIVES

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Karen Goldman  
SECRETARY OF  
THE SENATE

APPROVED \_\_\_\_\_

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Bill Ritter, Jr.  
GOVERNOR OF THE STATE OF COLORADO