

**First Regular Session  
Sixty-eighth General Assembly  
STATE OF COLORADO**

**INTRODUCED**

LLS NO. 11-0849.01 Thomas Morris

**HOUSE BILL 11-1274**

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**HOUSE SPONSORSHIP**

**Sonnenberg,**

**SENATE SPONSORSHIP**

**Schwartz,**

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**House Committees**

Agriculture, Livestock, & Natural Resources

**Senate Committees**

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**A BILL FOR AN ACT**

101     **CONCERNING THE FUNDING OF COLORADO WATER CONSERVATION**  
102             **BOARD PROJECTS, AND MAKING APPROPRIATIONS IN**  
103             **CONNECTION THEREWITH.**

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**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>.)*

The bill appropriates the following amounts from the Colorado water conservation board construction fund for the following projects:

!     \$300,000 for continuation of the satellite monitoring system maintenance;

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters indicate new material to be added to existing statute.*  
*Dashes through the words indicate deletions from existing statute.*

- ! \$175,000 for continuation of the weather modification program;
- ! \$500,000 for continuation of the Colorado flood plain map modernization program;
- ! \$250,000 for continuation of the watershed restoration program;
- ! \$300,000 to restore the flood response fund balance;
- ! \$200,000 for a water conservation data tracking project;
- ! \$500,000 to begin implementation of the Arkansas river decision support system;
- ! \$700,000 to restore the litigation fund cash balance; and
- ! \$12 million for the second installment of the purchase of Colorado's allotment of Animas-La Plata project water.

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

2 **SECTION 1. Continuation of the satellite monitoring system**

3 **maintenance - appropriation.** (1) In addition to any other  
4 appropriation, there is hereby appropriated, out of any moneys in the  
5 Colorado water conservation board construction fund not otherwise  
6 appropriated, to the department of natural resources, for allocation to the  
7 division of water resources, for the fiscal year beginning July 1, 2011, the  
8 sum of three hundred thousand dollars (\$300,000), or so much thereof as  
9 may be necessary, for renovation of existing gauging stations,  
10 replacement of outdated collection platforms and upgrading of  
11 transmission components of the satellite monitoring system established  
12 and operated pursuant to section 37-80-102 (10), Colorado Revised  
13 Statutes, stream gauge flood hardening projects, and data collection  
14 efforts related to flood forecasting and warning.

15 (2) The moneys appropriated in subsection (1) of this section  
16 remain available for the designated purposes until they are fully  
17 expended.

18 **SECTION 2. Continuation of the weather modification**

1 **program - appropriation.** (1) In addition to any other appropriation,  
2 there is hereby appropriated, out of any moneys in the Colorado water  
3 conservation board construction fund not otherwise appropriated, to the  
4 department of natural resources, for allocation to the Colorado water  
5 conservation board, for the fiscal year beginning July 1, 2011, the sum of  
6 one hundred seventy-five thousand dollars (\$175,000), or so much thereof  
7 as may be necessary, for the board to continue to assist water  
8 conservation districts, water conservancy districts, and other water  
9 providers with the development of cloud seeding programs that provide  
10 benefits to recreation, streams, and reservoirs through snow pack  
11 enhancement.

12 (2) The moneys appropriated in subsection (1) of this section  
13 remain available for the designated purposes until they are fully  
14 expended.

15 **SECTION 3. Continuation of the Colorado flood plain map**  
16 **modernization program - appropriation.** (1) In addition to any other  
17 appropriation, there is hereby appropriated, out of any moneys in the  
18 Colorado water conservation board construction fund not otherwise  
19 appropriated, to the department of natural resources, for allocation to the  
20 Colorado water conservation board, for the fiscal year beginning July 1,  
21 2011, the sum of five hundred thousand dollars (\$500,000), or so much  
22 thereof as may be necessary in order to restore the unencumbered balance  
23 in the fund to five hundred thousand dollars (\$500,000), for the board to  
24 continue to assist with the preparation of revised and improved flood  
25 plain studies and maps for communities throughout Colorado and to  
26 participate in federally sponsored flood plain map modernization  
27 activities.

1           (2) The moneys appropriated in subsection (1) of this section  
2 remain available for the designated purposes until the project is  
3 completed.

4           **SECTION 4. Continuation of the watershed restoration**  
5 **program - appropriation.** (1) In addition to any other appropriation,  
6 there is hereby appropriated, out of any moneys in the Colorado water  
7 conservation board construction fund not otherwise appropriated, to the  
8 department of natural resources, for allocation to the Colorado water  
9 conservation board, for the fiscal year beginning July 1, 2011, the sum of  
10 two hundred fifty thousand dollars (\$250,000), or so much thereof as may  
11 be necessary, for the board to continue to provide planning and  
12 engineering studies, including implementation measures, to address  
13 technical needs for watershed restoration and flood mitigation projects  
14 throughout the state.

15           (2) The moneys appropriated in subsection (1) of this section  
16 remain available for the designated purposes until they are fully  
17 expended.

18           **SECTION 5. Restoration of the flood response fund balance.**  
19 (1) The state treasurer shall transfer a total of three hundred thousand  
20 dollars (\$300,000), or so much thereof as may be necessary, from the  
21 unreserved cash in the Colorado water conservation board construction  
22 fund to the flood response fund created in section 37-60-123.2, Colorado  
23 Revised Statutes, in order to restore the unencumbered balance in the  
24 flood response fund to three hundred thousand dollars (\$300,000).

25           (2) The moneys appropriated in subsection (1) of this section  
26 remain available for the designated purposes until they are fully  
27 expended.

1           **SECTION 6. Water conservation data tracking project -**

2 **appropriation.** (1) In addition to any other appropriation, there is  
3 hereby appropriated, out of any moneys in the Colorado water  
4 conservation board construction fund not otherwise appropriated, to the  
5 department of natural resources, for allocation to the Colorado water  
6 conservation board, for the fiscal year beginning July 1, 2011, the sum of  
7 two hundred thousand dollars (\$200,000), or so much thereof as may be  
8 necessary, for the board to create comprehensive database tools to track  
9 demands, including the identification of conservation potential and the  
10 costs and benefits of water conservation, and allowing water use and  
11 water conservation data sets and forecasting models to be preserved over  
12 time.

13           (2) The moneys appropriated in subsection (1) of this section  
14 remain available for the designated purposes until they are fully  
15 expended.

16           **SECTION 7. Arkansas river decision support system -**

17 **appropriation.** (1) In addition to any other appropriation, there is  
18 hereby appropriated, out of any moneys in the Colorado water  
19 conservation board construction fund not otherwise appropriated, to the  
20 department of natural resources, for allocation to the Colorado water  
21 conservation board, for the fiscal year beginning July 1, 2011, the sum of  
22 five hundred thousand dollars (\$500,000), or so much thereof as may be  
23 necessary, for the board to begin implementation of the Arkansas River  
24 Decision Support System (ArkDSS) as identified in the ArkDSS  
25 Feasibility Study, which is part of the overall Colorado Decision Support  
26 System. Initial implementation of the ArkDSS will include irrigated  
27 acreage mapping, parcel delineation, surface and groundwater data

1 collection, and additional modeling.

2 (2) The moneys appropriated in subsection (1) of this section  
3 remain available for the designated purposes until they are fully  
4 expended.

5 **SECTION 8. Restoration of litigation fund cash balance.**

6 (1) The state treasurer shall transfer a total of seven hundred thousand  
7 dollars (\$700,000), or so much thereof as may be necessary, from the  
8 unreserved cash in the Colorado water conservation board construction  
9 fund to the litigation fund created in section 37-60-121 (2.5), Colorado  
10 Revised Statutes.

11 (2) The moneys appropriated in subsection (1) of this section  
12 remain available for the designated purposes until they are fully  
13 expended.

14 **SECTION 9. Purchase of Colorado's allotment of Animas-La**

15 **Plata project water - appropriation.** (1) In addition to any other  
16 appropriation, there is hereby appropriated, out of any moneys in the  
17 Colorado water conservation board construction fund not otherwise  
18 appropriated, to the department of natural resources, for allocation to the  
19 Colorado water conservation board, for the fiscal year beginning July 1,  
20 2011, the sum of twelve million dollars (\$12,000,000), or so much thereof  
21 as may be necessary, for the purchase of all or a portion of Colorado's  
22 allotment of Animas-La Plata project water pursuant to section 39-29-109  
23 (2) (a) (VIII) (B), Colorado Revised Statutes. This would be the second  
24 \$12,000,000 installment of the \$36,000,000 authorized under House Bill  
25 10-1250, enacted in 2010, for the purchase of all or a portion of  
26 Colorado's allotment of Animas-La Plata project water.

27 (2) The moneys appropriated in subsection (1) of this section

1 remain available for the designated purposes until they are fully expended  
2 or until June 30, 2015, whichever comes first.

3           **SECTION 10. Safety clause.** The general assembly hereby finds,  
4 determines, and declares that this act is necessary for the immediate  
5 preservation of the public peace, health, and safety.