

SENATE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

February 2, 2012

Date

Committee on Agriculture, Natural Resources, and Energy.

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

SB12-097 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, strike lines 9 through 12 and substitute "ANY
- 2 DITCH DIVERSION OR OTHER POINT OF DIVERSION FOR A DECREED SURFACE
- 3 WATER RIGHT, POINT OF REPLACEMENT OR POINT OF DIVERSION BY
- 4 EXCHANGE THAT IS PART OF AN EXISTING DECREED EXCHANGE, WELL OR
- 5 WELL FIELD THAT IS DECREED TO OPERATE AS A SURFACE DIVERSION, OR
- 6 POINT OF INFLOW FROM A TRIBUTARY SURFACE STREAM."

- 7 Page 3, line 1, after "POINT" insert "TO A NEW SURFACE DIVERSION POINT".

- 8 Page 3, line 3, strike everything after "INFLOW".

- 9 Page 3, line 4, strike everything before "BETWEEN".

- 10 Page 3, line 7, after "BELOW" insert "OR WITHIN".

- 11 Page 3, line 8, strike "OR".

- 12 Page 3, line 9, strike everything before "LOCATION" and substitute "TO AN
- 13 UPSTREAM".

- 14 Page 5, line 8, strike everything after the period.

- 15 Page 5, strike lines 9 through 12.

- 1 Page 5, line 19, strike "OR OTHER".
- 2 Page 5, line 20, strike "SIMILAR REQUIREMENTS".
- 3 Page 5, strike line 23 and substitute "1996).".

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