

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

REENGROSSED

*This Version Includes All Amendments
Adopted in the House of Introduction*

LLS NO. 13-0700.01 Kate Meyer x4348

SENATE BILL 13-110

SENATE SPONSORSHIP

Lambert, Hodge, Steadman

HOUSE SPONSORSHIP

Levy and Gerou, Duran

Senate Committees
Appropriations

House Committees

A BILL FOR AN ACT

101 **CONCERNING THE WILDLAND FIRE COST RECOVERY FUND.**

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>.)

Joint Budget Committee. House Bill 12-1283 established the wildland fire cost recovery fund (fund), which is administered by the division of fire prevention and control in the department of public safety to finance personnel and operating expenses associated with wildland fire suppression activities. The bill:

- ! Makes the fund noninterest-bearing;
- ! Exempts wildland fire cost recovery activities for which the

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.*

SENATE
3rd Reading Unamended
February 4, 2013

SENATE
2nd Reading Unamended
February 1, 2013

fund is used from the \$12 million limit imposed on
advances authorized by the controller; and
! Corrects an incorrect statutory citation relating to the fund.

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

2 **SECTION 1.** In Colorado Revised Statutes, 24-33.5-1220,
3 **amend** (4) and (5) as follows:

4 **24-33.5-1220. Funds available - emergency fire fund - wildland**
5 **fire equipment repair fund - wildland fire cost recovery fund -**
6 **creation - gifts, grants, and donations authorized.** (4) (a) There is

7 hereby created in the state treasury the wildland fire cost recovery fund,
8 ~~which fund shall~~ TO be administered by the division for personnel and
9 operating expenses associated with WILDLAND fire suppression activities.

10 The division is authorized to seek and accept gifts, grants,
11 reimbursements, or donations from private or public sources for the
12 purposes of this ~~section~~ SUBSECTION (4). The fund consists of all moneys
13 recovered for the division's expenditures for WILDLAND fire suppression
14 moneys that may be appropriated thereto by the general assembly and all
15 private and public funds, including from counties and the Denver water
16 board, received through gifts, grants, reimbursements, or donations that
17 are transmitted to the state treasurer and credited to the fund. ~~All interest~~
18 ~~earned from the investment of moneys in the fund shall be credited to the~~
19 ~~fund.~~ THE FUND IS NONINTEREST-BEARING. The moneys in the fund are
20 hereby continuously appropriated for the purposes set forth in this ~~section~~
21 SUBSECTION (4). Any moneys not expended at the end of the fiscal year
22 shall remain in the fund and shall not be transferred to or revert to the
23 general fund.

24 (b) NOTWITHSTANDING ANY LIMITATION ON THE AMOUNT OF

1 ADVANCES SET FORTH IN SECTION 24-75-203 (2), THE CONTROLLER MAY
2 AUTHORIZE AN ADVANCE WITHOUT INTEREST IN ANY AMOUNT TO BE MADE
3 TO THE DIVISION TO PROVIDE IT WITH WORKING CAPITAL FOR THE
4 OPERATION OF WILDLAND FIRE SUPPRESSION ACTIVITIES TO WHICH
5 WILDLAND FIRE COST RECOVERY FUND MONEYS ARE ALLOCATED
6 PURSUANT TO THIS SUBSECTION (4).

7 (5) Notwithstanding any provision of law to the contrary, the
8 funds established under subsections (2), (3), and (4) of this section are
9 exempt from the limitations set forth in ~~section 24-72-402~~ SECTION
10 24-75-402.

11 **SECTION 2. Safety clause.** The general assembly hereby finds,
12 determines, and declares that this act is necessary for the immediate
13 preservation of the public peace, health, and safety.