

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

**REVISED**

*This Version Includes All Amendments Adopted  
on Second Reading in the Second House*

LLS NO. 13-0120.01 Kate Meyer x4348

**HOUSE BILL 13-1031**

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**HOUSE SPONSORSHIP**

**Gerou, Levy**

**SENATE SPONSORSHIP**

**Nicholson and Roberts,**

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**House Committees**

Judiciary  
Appropriations

**Senate Committees**

Agriculture, Natural Resources, & Energy  
Appropriations

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**A BILL FOR AN ACT**

101     **CONCERNING STATEWIDE ALL-HAZARDS RESOURCE MOBILIZATION,**  
102             **AND, IN CONNECTION THEREWITH, CLARIFYING THE POWERS**  
103             **AND DUTIES OF THE DEPARTMENT OF PUBLIC SAFETY WITH**  
104             **RESPECT TO THE STATEWIDE ALL-HAZARDS RESOURCE**  
105             **MOBILIZATION PLAN, SPECIFYING HOW MOBILIZED ENTITIES**  
106             **RECEIVE REIMBURSEMENT FOR EXPENSES INCURRED BY**  
107             **RENDERING ASSISTANCE, AND MAKING AN APPROPRIATION.**

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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*

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  
2nd Reading Unamended  
May 2, 2013

HOUSE  
3rd Reading Unamended  
April 5, 2013

HOUSE  
Amended 2nd Reading  
April 2, 2013

*http://www.leg.state.co.us/bills/summaries.*)

**Lower North Fork Wildfire Commission.** Currently, the office of emergency management (office) in the division of homeland security and emergency management (division) in the department of public safety (department) is charged with developing a statewide all-hazards resource mobilization plan (plan) to facilitate the interjurisdictional provision of disaster emergency assistance during disasters. The bill clarifies the duties of the office, the director of the office, and executive director of the department with respect to such plan and establishes the means by which mobilized governmental entities may seek reimbursement for costs incurred by rendering interjurisdictional disaster assistance.

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

2 **SECTION 1.** In Colorado Revised Statutes, **amend**  
3 24-33.5-705.4 as follows:

4 **24-33.5-705.4. All-hazards resource mobilization system -**  
5 **creation - plan - duties - reimbursement for expenses incurred by**  
6 **mobilized entities - eligibility - resource mobilization fund - creation -**  
7 **definitions - legislative declaration.** (1) (a) ~~The office of emergency~~  
8 ~~management shall prepare a statewide resource mobilization system to~~  
9 ~~provide for the allocation and deployment of resources in the event of a~~  
10 ~~disaster or local incident that requires more resources than those available~~  
11 ~~under any existing interjurisdictional or mutual aid agreement~~ THE  
12 GENERAL ASSEMBLY HEREBY FINDS, DETERMINES, AND DECLARES THAT  
13 THE STATEWIDE ALL-HAZARDS RESOURCE MOBILIZATION SYSTEM, WHICH  
14 PROVIDES FOR EFFICIENT MOBILIZING, TRACKING, ALLOCATING, AND  
15 DEMOBILIZING EMERGENCY RESOURCES AND ENSURES THAT A REQUESTING  
16 UNIT OF GOVERNMENT RECEIVES PROPER EQUIPMENT AND QUALIFIED  
17 PERSONNEL, IS NECESSARY TO PROVIDE RESOURCES TO ANY EMERGENCY  
18 INCIDENT BEYOND LOCAL CAPABILITIES AND THUS NECESSARY TO PROTECT  
19 LIFE, PROPERTY, THE ENVIRONMENT, AND CULTURAL AND ECONOMIC

1 RESOURCES. THE GENERAL ASSEMBLY FURTHER FINDS AND DECLARES  
2 THAT THE NEED TO ENSURE THAT THE STATE IS ADEQUATELY PREPARED  
3 AND ABLE TO ADDRESS LARGE-SCALE EMERGENCIES AND DISASTERS  
4 REQUIRES A MECHANISM TO REIMBURSE STATE AGENCIES, TRIBAL  
5 GOVERNMENTS, AND LOCAL JURISDICTIONS THAT RESPOND TO REQUESTS  
6 FOR HELP FROM OTHER JURISDICTIONS IN TIMES OF NEED. IT IS THEREFORE  
7 NECESSARY TO:

8 (I) FORMULATE THE POLICY AND ORGANIZATIONAL STRUCTURE  
9 FOR LARGE-SCALE MOBILIZATION OF EMERGENCY RESOURCES IN THE  
10 STATE THROUGH CREATION OF A STATEWIDE ALL-HAZARDS RESOURCE  
11 MOBILIZATION SYSTEM;

12 (II) ESTABLISH THE MEANS BY WHICH STATE AGENCIES AND  
13 TRIBAL AND LOCAL JURISDICTIONS MAY BE REIMBURSED FOR EXPENSES  
14 THEY INCUR WHEN MOBILIZED BY THE EXECUTIVE DIRECTOR PURSUANT TO  
15 THE MOBILIZATION PLAN; AND

16 (III) PROVIDE A PROCEDURE TO REIMBURSE A HOST JURISDICTION  
17 WHEN IT HAS EXHAUSTED OR WILL EXHAUST ALL OF ITS OWN RESOURCES  
18 AND THE RESOURCES OF ITS LOCAL MUTUAL AID NETWORK AVAILABLE  
19 UNDER A MUTUAL AID OR INTERJURISDICTIONAL AGREEMENT.

20 (b) IN ACCORDANCE WITH SECTION 24-33.5-713, IT IS THE INTENT  
21 OF THE LEGISLATURE TO ENCOURAGE POLITICAL SUBDIVISIONS TO ENTER  
22 INTO MUTUAL AID AND OTHER INTERJURISDICTIONAL AGREEMENTS. SUCH  
23 AGREEMENTS PRODUCE ENHANCED EMERGENCY RESPONSE AND ARE THUS  
24 ESSENTIAL TO PROTECTING THE PUBLIC PEACE, SAFETY, HEALTH, AND  
25 WELFARE, INCLUDING THE LIVES AND PROPERTY, OF THE PEOPLE OF THE  
26 STATE OF COLORADO.

27 (2) ~~The resource mobilization system created pursuant to~~

1 subsection (1) of this section shall be developed in coordination with  
2 appropriate federal, tribal, state, local government, and private sector  
3 agencies and organizations. The system shall include mobilization  
4 procedures and may include provisions for reimbursement of costs. AS  
5 USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

6 (a) "DIRECTOR" MEANS THE DIRECTOR OF THE OFFICE OF  
7 EMERGENCY MANAGEMENT CREATED IN SECTION 24-33.5-705.

8 (b) "EMERGENCY MANAGER" MEANS THE DIRECTOR OR  
9 COORDINATOR OF THE LOCAL OR INTERJURISDICTIONAL DISASTER AGENCY,  
10 AS DESCRIBED IN SECTION 24-33.5-707 (4), OR OTHER PERSON, IDENTIFIED  
11 PURSUANT TO SECTION 24-33.5-707 (6), RESPONSIBLE FOR LOCAL OR  
12 INTERJURISDICTIONAL DISASTER PREPAREDNESS AND RESPONSE.

13 (c) "EXECUTIVE DIRECTOR" MEANS THE EXECUTIVE DIRECTOR OF  
14 THE DEPARTMENT OR THE EXECUTIVE DIRECTOR'S DESIGNEE.

15 (d) "HOST JURISDICTION" MEANS THE JURISDICTION HAVING  
16 AUTHORITY OVER THE DISASTER OR EMERGENCY.

17 (e) "INCIDENT COMMAND SYSTEM" HAS THE MEANING SET FORTH  
18 IN SECTION 29-22.5-102 (3), C.R.S.

19 (f) "JURISDICTION" MEANS STATE AND TRIBAL AUTHORITIES AND  
20 COUNTY, CITY, CITY AND COUNTY, TOWN, SPECIAL DISTRICT, OR OTHER  
21 POLITICAL SUBDIVISIONS OF THE STATE.

22 (g) "MOBILIZATION" MEANS THE PROCESS OF PROVIDING, UPON  
23 REQUEST AND SUBJECT TO AVAILABILITY, EMERGENCY RESOURCES  
24 BEYOND THOSE AVAILABLE THROUGH EXISTING INTERJURISDICTIONAL OR  
25 MUTUAL AID AGREEMENTS IN RESPONSE TO A REQUEST FROM A  
26 JURISDICTION IN WHICH AN EMERGENCY OR DISASTER SITUATION OR LOCAL  
27 EMERGENCY INCIDENT THAT HAS EXCEEDED OR WILL EXCEED THE

1 CAPABILITIES OF AVAILABLE LOCAL RESOURCES. THE TERM INCLUDES THE  
2 NONHOST JURISDICTION'S AUTHORIZATION AND APPROVAL FOR  
3 REDISTRIBUTION OF RESOURCES EITHER TO DIRECT EMERGENCY INCIDENT  
4 ASSIGNMENTS OR TO ASSIGNMENT IN COMMUNITIES WHERE RESOURCES  
5 ARE NEEDED TO PROVIDE COVERAGE WHEN THOSE COMMUNITIES'  
6 RESOURCES HAVE BEEN MOBILIZED TO ASSIST OTHER JURISDICTIONS.

7 (h) "MOBILIZATION PLAN" MEANS THE STATEWIDE ALL-HAZARDS  
8 RESOURCE MOBILIZATION PLAN DEVELOPED AND UTILIZED PURSUANT TO  
9 THIS SECTION.

10 (i) "MOBILIZATION SYSTEM" MEANS THE STATEWIDE ALL-HAZARDS  
11 RESOURCE MOBILIZATION SYSTEM CREATED UNDER THIS SECTION, WHICH  
12 SYSTEM INCLUDES THE MOBILIZATION PLAN AND THE TECHNOLOGY AND  
13 PERSONNEL NECESSARY TO MOBILIZE RESOURCES ACCORDING TO THE  
14 PLAN.

15 (j) "MUTUAL AID" MEANS EMERGENCY INTERAGENCY ASSISTANCE  
16 RENDERED PURSUANT TO AN AGREEMENT BETWEEN THE JURISDICTIONS  
17 RENDERING AND RECEIVING ASSISTANCE.

18 (k) "NONHOST JURISDICTION" MEANS A JURISDICTION PROVIDING  
19 DISASTER OR EMERGENCY RESPONSE RESOURCES TO A HOST JURISDICTION.

20 (l) "UNIFIED COMMAND" HAS THE MEANING SET FORTH IN SECTION  
21 29-22.5-102 (8), C.R.S.

22 (3) **Powers and duties.** (a) THE DIRECTOR SHALL DEVELOP AND  
23 MAINTAIN A STATEWIDE ALL-HAZARDS RESOURCE MOBILIZATION PLAN  
24 THAT SETS FORTH PROCEDURES FOR MOBILIZATION, ALLOCATION,  
25 DEPLOYMENT, COORDINATION, TRACKING, COST ACCOUNTING, AND  
26 DEMOBILIZATION OF RESOURCES DURING DISASTERS AND OTHER  
27 LARGE-SCALE EMERGENCIES AND LOCAL INCIDENTS THAT REQUIRE MORE

1 RESOURCES THAN THOSE AVAILABLE UNDER ANY EXISTING  
2 INTERJURISDICTIONAL OR MUTUAL AID AGREEMENT. IN DEVELOPING THE  
3 MOBILIZATION PLAN, THE DIRECTOR SHALL CONSULT WITH AND SOLICIT  
4 RECOMMENDATIONS FROM THE HOMELAND SECURITY AND ALL-HAZARDS  
5 SENIOR ADVISORY COMMITTEE CREATED IN SECTION 24-33.5-1614 AND  
6 OTHER APPROPRIATE REPRESENTATIVES OF STATE, TRIBAL, AND LOCAL  
7 GOVERNMENTAL AND PRIVATE SECTOR EMERGENCY MANAGEMENT  
8 ORGANIZATIONS. THE DIRECTOR SHALL ENSURE THAT THE MOBILIZATION  
9 PLAN IS CONSISTENT WITH, AND INCORPORATED INTO, THE COLORADO  
10 STATE EMERGENCY OPERATIONS PLAN.

11 (b) (I) THE EXECUTIVE DIRECTOR IS RESPONSIBLE FOR  
12 IMPLEMENTING THE MOBILIZATION PLAN, COORDINATING THE  
13 MOBILIZATION OF RESOURCES, AND MAKING A DETERMINATION AS TO  
14 POST-MOBILIZATION REIMBURSEMENT TO STATE AND NONHOST  
15 JURISDICTIONS, IN ACCORDANCE WITH THIS SECTION, OTHER APPLICABLE  
16 LAWS, AND THE MOBILIZATION PLAN, WHEN THE EXECUTIVE DIRECTOR  
17 DETERMINES IT IS NECESSARY TO DO SO TO PROTECT LIFE, PROPERTY,  
18 THE ENVIRONMENT, AND CULTURAL AND ECONOMIC RESOURCES.

19 (II) THE EXECUTIVE DIRECTOR SHALL SERVE AS STATE RESOURCE  
20 MOBILIZATION LIAISON WHEN THE MOBILIZATION PLAN IS IMPLEMENTED.

21 (4) **Mobilization.** (a) (I) THE EXECUTIVE DIRECTOR MAY  
22 ORDER THE IMPLEMENTATION OF THE STATE RESOURCE MOBILIZATION  
23 PLAN PURSUANT TO THIS SECTION ONLY IF HE OR SHE RECEIVES A REQUEST  
24 TO DO SO FROM THE GOVERNOR, SHERIFF, EMERGENCY MANAGER, OR  
25 OTHER AUTHORIZED PERSON IDENTIFIED IN THE STATE RESOURCE  
26 MOBILIZATION PLAN.

27 (II) THE EXECUTIVE DIRECTOR SHALL GRANT A MOBILIZATION

1 REQUEST MADE PURSUANT TO SUBPARAGRAPH (I) OF THIS PARAGRAPH (a)  
2 IF THE EXECUTIVE DIRECTOR DETERMINES THAT THE REQUEST IS IN  
3 RESPONSE TO A LARGE-SCALE EMERGENCY, DISASTER, OR OTHER LOCAL  
4 INCIDENT THAT EXCEEDS OR WILL EXCEED THE CAPABILITIES OF  
5 AVAILABLE LOCAL RESOURCES AND THOSE RESOURCES AVAILABLE  
6 THROUGH EXISTING MUTUAL AID AGREEMENTS.

7 (III) UPON RECEIVING A REQUEST FOR MOBILIZATION AND FINDING  
8 THAT THE REQUEST COMPLIES WITH THE APPROVAL REQUIREMENTS  
9 ESTABLISHED IN THE MOBILIZATION PLAN AND THAT EITHER THE LOCAL  
10 JURISDICTION HAS EXHAUSTED OR WILL EXHAUST ALL AVAILABLE  
11 RESOURCES, OR THAT THE COMPLEXITY OR SEVERITY OF THE INCIDENT  
12 REQUIRES RESOURCES NOT OTHERWISE AVAILABLE TO THE LOCAL  
13 JURISDICTION, THE EXECUTIVE DIRECTOR SHALL DETERMINE WHETHER TO  
14 IMPLEMENT MOBILIZATION IN ACCORDANCE WITH THE MOBILIZATION  
15 PLAN. IF SO, THE EXECUTIVE DIRECTOR SHALL MOBILIZE STATE AND  
16 NONHOST JURISDICTIONS IN ACCORDANCE WITH THE MOBILIZATION PLAN.

17 (IV) THE EXECUTIVE DIRECTOR MAY CONSIDER RESOURCES THAT  
18 HAVE ALREADY BEEN DEPLOYED TO ADDRESS AN INCIDENT TO BE  
19 MOBILIZED FOR THE PURPOSE OF REIMBURSEMENT OR COST-SHARING  
20 UNDER THE MOBILIZATION PLAN.

21 (b) UPON AND FOR THE DURATION OF MOBILIZATION:

22 (I) THE EXECUTIVE DIRECTOR SHALL SERVE AS A RESOURCE  
23 MOBILIZATION LIAISON TO THE LOCAL UNIFIED COORDINATION GROUP,  
24 INCIDENT COMMANDER, OR THE HOST JURISDICTION'S DISASTER AGENCY  
25 UNDER UNIFIED COMMAND TO SUPPORT THE MOBILIZATION EFFORT  
26 CONSISTENT WITH THE INCIDENT COMMAND SYSTEM AND MOBILIZATION  
27 PLAN AND PROCEDURES;

1 (II) THE RESOURCES, INCLUDING THOSE OF THE HOST JURISDICTION  
2 AND THOSE OF NONHOST JURISDICTIONS THAT RESPONDED EARLIER UNDER  
3 AN EXISTING INTERJURISDICTIONAL OR MUTUAL AID OR OTHER  
4 AGREEMENT, MAY REMAIN MOBILIZED, BASED ON CAPABILITY TO DO SO  
5 AND PURSUANT TO AGREEMENT BETWEEN THE EXECUTIVE DIRECTOR, THE  
6 INCIDENT COMMANDER, AND THE HOST JURISDICTION OR NONHOST  
7 JURISDICTION THAT PROVIDED THE RESOURCES;

8 (III) THE REASSIGNMENT OR REALLOCATION OF RESOURCES DUE  
9 TO MULTIPLE CONCURRENT INCIDENTS OR OTHER SITUATIONS OF  
10 RESOURCE SCARCITY SHALL BE PRIORITIZED PURSUANT TO THE POLICIES  
11 AND PROCEDURES SPECIFIED IN THE MOBILIZATION PLAN.

12 (IV) ANY LIMITS ON OR EXEMPTION FROM LIABILITY TO WHICH THE  
13 JURISDICTIONS PROVIDING RESOURCES IN RESPONSE TO A MOBILIZATION  
14 EFFECTED UNDER THIS SECTION ARE ENTITLED UNDER LAW APPLY AS  
15 THOUGH THE JURISDICTIONS WERE OPERATING UNDER THEIR NORMAL  
16 STATUTORY AUTHORITIES WITHIN THEIR JURISDICTIONAL BOUNDARIES.

17 (c) THE EXECUTIVE DIRECTOR, IN CONSULTATION WITH THE  
18 LOCAL INCIDENT COMMANDER, SHALL DETERMINE WHEN MOBILIZATION IS  
19 NO LONGER REQUIRED AND, AT THAT TIME, SHALL DECLARE THE END TO  
20 THE MOBILIZATION.

21 (5) **Reimbursement.** (a) THE DIRECTOR, IN CONSULTATION WITH  
22 THE OFFICE OF STATE PLANNING AND BUDGETING CREATED IN SECTION  
23 24-37-102, SHALL DEVELOP PROCEDURES TO FACILITATE REIMBURSEMENT  
24 TO STATE AGENCIES AND JURISDICTIONS FROM APPROPRIATE FEDERAL AND  
25 STATE FUNDS WHEN STATE AGENCIES AND JURISDICTIONS ARE MOBILIZED  
26 BY THE EXECUTIVE DIRECTOR PURSUANT TO THE MOBILIZATION PLAN. THE  
27 DIRECTOR SHALL ENSURE THAT THESE PROCEDURES PROVIDE



1 REIMBURSEMENT IN AS TIMELY A MANNER AS POSSIBLE.

2 (b) (I) IN ORDER TO BE ELIGIBLE FOR SUPPORT UNDER THE  
3 MOBILIZATION PLAN, A JURISDICTION MUST BE MOBILIZED PURSUANT TO  
4 SUBPARAGRAPH (III) OF PARAGRAPH (a) OF SUBSECTION (4) OF THIS  
5 SECTION AND MUST BE PARTICIPATING IN AN INTERJURISDICTIONAL OR  
6 MUTUAL AID AGREEMENT ENTERED INTO PURSUANT TO THIS PART 7.

7 (II) ALL MOBILIZED NONHOST JURISDICTIONS ARE ELIGIBLE FOR  
8 EXPENSE REIMBURSEMENT FROM THE TIME OF THE MOBILIZATION  
9 DECLARATION THROUGH DEMOBILIZATION.

10 (6) **Resource mobilization fund - notice of funding through**  
11 **gifts, grants, and donations - repeal.** (a) THERE IS HEREBY CREATED IN  
12 THE STATE TREASURY THE RESOURCE MOBILIZATION FUND, WHICH FUND  
13 SHALL BE ADMINISTERED BY THE EXECUTIVE DIRECTOR, IN ACCORDANCE  
14 WITH PARAGRAPH (b) OF THIS SUBSECTION (6), TO PROVIDE  
15 REIMBURSEMENT TO STATE AGENCIES AND JURISDICTIONS MOBILIZED BY  
16 THE EXECUTIVE DIRECTOR PURSUANT TO THIS SECTION. THE EXECUTIVE  
17 DIRECTOR IS AUTHORIZED TO SEEK AND ACCEPT GIFTS, GRANTS,  
18 REIMBURSEMENTS, OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR  
19 THE PURPOSES OF THIS SECTION. THE FUND CONSISTS OF ALL MONEYS  
20 THAT MAY BE APPROPRIATED THERETO BY THE GENERAL ASSEMBLY,  
21 MONEYS THAT MAY BE TRANSFERRED PURSUANT TO SECTION 24-33.5-706  
22 (4.5), AND ALL PRIVATE AND PUBLIC FUNDS RECEIVED THROUGH GIFTS,  
23 GRANTS, REIMBURSEMENTS, OR DONATIONS THAT ARE TRANSMITTED TO  
24 THE STATE TREASURER AND CREDITED TO THE FUND. ALL INTEREST  
25 EARNED FROM THE INVESTMENT OF MONEYS IN THE FUND SHALL BE  
26 CREDITED TO THE FUND. THE MONEYS IN THE FUND ARE HEREBY  
27 CONTINUOUSLY APPROPRIATED FOR THE PURPOSES INDICATED IN THIS

1 SECTION. ANY MONEYS NOT EXPENDED AT THE END OF THE FISCAL YEAR  
2 SHALL REMAIN IN THE FUND AND SHALL NOT BE TRANSFERRED TO OR  
3 REVERT TO THE GENERAL FUND.

4 (b) THE EXECUTIVE DIRECTOR SHALL USE THE MONEYS IN THE  
5 RESOURCE MOBILIZATION FUND TO PROVIDE REIMBURSEMENT TO STATE  
6 AGENCIES AND JURISDICTIONS FOR INCIDENTS IN ACCORDANCE WITH THE  
7 TERMS OF THE MOBILIZATION PLAN.

8 (c) (I) THE GENERAL ASSEMBLY FINDS THAT THE IMPLEMENTATION  
9 OF THIS SECTION RELIES ENTIRELY OR IN PART ON THE RECEIPT OF  
10 ADEQUATE FUNDING THROUGH GIFTS, GRANTS, OR DONATIONS. THE  
11 EXECUTIVE DIRECTOR SHALL NOTIFY THE LEGISLATIVE COUNCIL STAFF  
12 WHEN ADEQUATE FUNDING THROUGH GIFTS, GRANTS, OR DONATIONS FOR  
13 THE PURPOSE DESCRIBED IN PARAGRAPH (b) OF THIS SUBSECTION (6) HAS  
14 BEEN RECEIVED AND SHALL INCLUDE IN THE NOTICE THE INFORMATION  
15 SPECIFIED IN SECTION 24-75-1303 (3).

16 (II) THIS PARAGRAPH (c) IS REPEALED, EFFECTIVE JULY 1, 2016.

17 (7) (a) NOTHING IN THIS SECTION LIMITS THE POWERS OF THE  
18 GOVERNOR DURING A DISASTER UNDER 24-33.5-704.

19 (b) EXCEPT AS EXPRESSLY PROVIDED IN THIS SECTION, NOTHING IN  
20 THIS SECTION LIMITS THE ELIGIBILITY OF ANY NONHOST JURISDICTION FOR  
21 REIMBURSEMENT OF EXPENSES INCURRED IN PROVIDING RESOURCES FOR  
22 MOBILIZATION.

23 (c) NOTHING IN THIS SECTION PRECLUDES A STATE OR LOCAL  
24 GOVERNMENTAL ENTITY FROM SEEKING PUBLIC ASSISTANCE FUNDING  
25 PURSUANT TO THE FEDERAL "ROBERT T. STAFFORD DISASTER RELIEF AND  
26 EMERGENCY ASSISTANCE ACT", AS AMENDED, 42 U.S.C. SEC. 5121 ET  
27 SEQ.

1           **SECTION 2.** In Colorado Revised Statutes, 24-33.5-706, add  
2 (4.5) as follows:

3           **24-33.5-706. Disaster emergency fund - established - financing**  
4 **- legislative intent - repeal.** (4.5) THE GOVERNOR MAY, FROM TIME TO  
5 TIME AS THE GOVERNOR DEEMS NECESSARY BASED ON HIS OR HER  
6 DETERMINATION THAT A DISASTER EMERGENCY IS IMMINENT, DIRECT THE  
7 STATE TREASURER TO TRANSFER, AND THE STATE TREASURER SHALL  
8 TRANSFER, MONEYS FROM THE DISASTER EMERGENCY FUND TO THE  
9 RESOURCE MOBILIZATION FUND CREATED IN SECTION 24-33.5-705.4 (6).

10           **SECTION 3. Appropriation.** In addition to any other  
11 appropriation, there is hereby appropriated, out of any moneys in the  
12 general fund, not otherwise appropriated, to the department of public  
13 safety, for the fiscal year beginning July 1, 2013, the sum of \$260,114  
14 and 2.8 FTE, or so much thereof as may be necessary, to be allocated for  
15 the implementation of this act as follows:

16           (a) \$152,114 and 2.8 FTE for the office of emergency management  
17 for program administration; and

18           (b) \$108,000 for the purchase of computer center services.

19           (2) In addition to any other appropriation, there is hereby  
20 appropriated to the governor - lieutenant governor - state planning and  
21 budgeting, for the fiscal year beginning July 1, 2013, the sum of  
22 \$108,000, or so much thereof as may be necessary, for allocation to the  
23 office of information technology, for the provision of computer center  
24 services for the department of public safety related to the implementation  
25 of this act. Said sum is from reappropriated funds received from the  
26 department of public safety out of the appropriation made in paragraph  
27 (b) of subsection (1) of this section.

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