

NOTE: The governor signed this measure on 5/11/2013.

An Act

HOUSE BILL 13-1278

BY REPRESENTATIVE(S) Mitsch Bush, Duran, Exum, Fields, Foote, Ginal, Hamner, Hulinghorst, Labuda, Lebsock, Lee, Levy, May, McLachlan, Moreno, Primavera, Rosenthal, Ryden, Salazar, Singer, Tyler, Williams, Young;
also SENATOR(S) Todd and Jahn, Aguilar, Guzman, Heath.

CONCERNING THE REPORTING OF OIL SPILLS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

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

SECTION 1. In Colorado Revised Statutes, **add** 34-60-130 as follows:

34-60-130. Reporting of spills - rules. (1) IF ONE BARREL OR MORE OF OIL OR EXPLORATION AND PRODUCTION WASTE IS SPILLED OUTSIDE OF BERMS OR OTHER SECONDARY CONTAINMENT, THE SPILL SHALL BE REPORTED WITHIN TWENTY-FOUR HOURS AFTER THE DISCOVERY OF THE SPILL, TO:

(a) THE COMMISSION; AND

(b) THE ENTITY WITH JURISDICTION OVER EMERGENCY RESPONSE WITHIN THE LOCAL MUNICIPALITY, IF THE SPILL OCCURRED WITHIN A

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

MUNICIPALITY, OR THE LOCAL COUNTY IF THE SPILL DID NOT OCCUR WITHIN A MUNICIPALITY.

(2) THE SPILL REPORT MUST INCLUDE ANY AVAILABLE INFORMATION CONCERNING THE TYPE OF WASTE INVOLVED IN THE SPILL.

(3) THE COMMISSION MAY PROMULGATE RULES TO IMPLEMENT THIS SECTION.

SECTION 2. Appropriation. In addition to any other appropriation, there is hereby appropriated, out of any moneys in the oil and gas conservation and environmental response fund created in section 34-60-122 (5), Colorado Revised Statutes, not otherwise appropriated, to the department of natural resources, for the fiscal year beginning July 1, 2013, the sum of \$10,417, or so much thereof as may be necessary, for allocation to the oil and gas conservation commission for program costs related to the implementation of this act.

SECTION 3. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 7, 2013, if adjournment sine die is on May 8, 2013); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless

approved by the people at the general election to be held in November 2014 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Mark Ferrandino
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

John P. Morse
PRESIDENT OF
THE SENATE

Marilyn Eddins
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

Cindi L. Markwell
SECRETARY OF
THE SENATE

APPROVED _____

John W. Hickenlooper
GOVERNOR OF THE STATE OF COLORADO