

HOUSE JOURNAL
SEVENTIETH GENERAL ASSEMBLY
STATE OF COLORADO
First Regular Session

Fifty-sixth Legislative Day

Tuesday, March 3, 2015

1 Prayer by Father Drew Kirschman, Arrupe Jesuit High School, Denver.

2

3 The Speaker called the House to order at 9:00 a.m.

4

5 Pledge of Allegiance led by Francoise Huapaya, Scott Carpenter Middle
6 School, Denver.

7

8 The roll was called with the following result:

9

10 Present--61.

11 Excused--Representative(s) Buckner, Hamner, Singer, Tyler--4.

12 Present after roll call--Representative(s) Hamner, Singer, Tyler

13

14 The Speaker declared a quorum present.

15

16

17 On motion of Representative Lontine, the reading of the journal of March
18 2, 2015, was declared dispensed with and approved as corrected by the
19 Chief Clerk.

20

21

22

23

APPOINTMENTS

24

25 The Speaker announced the following temporary committee appointment
26 for March 3, 2015 only:

27 **Judiciary**

28 Representative KC Becker to replace Representative Buckner

29

30

31

32

33

APPOINTMENTS TO CONFERENCE COMMITTEE(S)

34

35 Pursuant to a request from the Senate, the Speaker appointed House
36 Conferees to the First Conference Committee(s) as follows:

37

38 **SB15-085**--Representatives Winter, Chairman, Buck and Kraft-Tharp

39

40

41

42

43

1 **THIRD READING OF BILL(S)--FINAL PASSAGE**

2
3 The following bill(s) were considered on Third Reading. The title(s)
4 were publicly read. Reading of the bill at length was dispensed with by
5 unanimous consent.

6
7 [HB15-1173](#) by Representative(s) Mitsch Bush and Rankin--
8 Concerning a requirement that motor vehicles have certain
9 traction equipment when driving on the interstate 70
10 mountain corridor.

11
12 Laid over until March 4, 2015, retaining place on Calendar.

13
14 [HB15-1184](#) by Representative(s) Lontine; also Senator(s) Hill--
15 Concerning the operation of charter school networks.

16
17 The question being "Shall the bill pass?".

18 A roll call vote was taken. As shown by the following recorded vote, a
19 majority of those elected to the House voted in the affirmative and the bill
20 was declared **passed**.

	YES	63	NO	0	EXCUSED	2	ABSENT	0
23	Arndt	Y	Fields	Y	Lundeen	Y	Ryden	Y
24	Becker J.	Y	Foote	Y	McCann	Y	Saine	Y
25	Becker K.	Y	Garnett	Y	Melton	Y	Salazar	Y
26	Brown	Y	Ginal	Y	Mitsch Bush	Y	Sias	Y
27	Buck	Y	Hamner	Y	Moreno	Y	Singer	Y
28	Buckner	E	Humphrey	Y	Navarro	Y	Tate	Y
29	Carver	Y	Joshi	Y	Neville P.	Y	Thurlow	Y
30	Conti	Y	Kagan	Y	Nordberg	Y	Tyler	E
31	Coram	Y	Keyser	Y	Pabon	Y	Van Winkle	Y
32	Court	Y	Klingenschmitt	Y	Pettersen	Y	Vigil	Y
33	Danielson	Y	Kraft-Tharp	Y	Primavera	Y	Willett	Y
34	DelGrosso	Y	Landgraf	Y	Priola	Y	Williams	Y
35	Dore	Y	Lawrence	Y	Rankin	Y	Wilson	Y
36	Duran	Y	Lebsock	Y	Ransom	Y	Windholz	Y
37	Esgar	Y	Lee	Y	Rosenthal	Y	Winter	Y
38	Everett	Y	Lontine	Y	Roupe	Y	Young	Y
39							Speaker	Y

40 Co-sponsor(s) added: Representative(s) Conti, Fields, Ginal, Lundeen,
41 Neville P., Pabon, Ransom, Rosenthal, Saine, Young

42
43 [HB15-1204](#) by Representative(s) Pabon, Ginal, Arndt, Singer, Melton;
44 also Senator(s) Kerr, Grantham, Guzman, Jahn--
45 Concerning the creation of a distillery pub license.

46
47 The question being "Shall the bill pass?".

48 A roll call vote was taken. As shown by the following recorded vote, a
49 majority of those elected to the House voted in the affirmative and the bill
50 was declared **passed**.

	YES	63	NO	0	EXCUSED	2	ABSENT	0
53	Arndt	Y	Fields	Y	Lundeen	Y	Ryden	Y
54	Becker J.	Y	Foote	Y	McCann	Y	Saine	Y
55	Becker K.	Y	Garnett	Y	Melton	Y	Salazar	Y
56	Brown	Y	Ginal	Y	Mitsch Bush	Y	Sias	Y

1	Buck	Y	Hamner	Y	Moreno	Y	Singer	Y
2	Buckner	E	Humphrey	Y	Navarro	Y	Tate	Y
3	Carver	Y	Joshi	Y	Neville P.	Y	Thurlow	Y
4	Conti	Y	Kagan	Y	Nordberg	Y	Tyler	E
5	Coram	Y	Keyser	Y	Pabon	Y	Van Winkle	Y
6	Court	Y	Klingenschmitt	Y	Pettersen	Y	Vigil	Y
7	Danielson	Y	Kraft-Tharp	Y	Primavera	Y	Willett	Y
8	DelGrosso	Y	Landgraf	Y	Priola	Y	Williams	Y
9	Dore	Y	Lawrence	Y	Rankin	Y	Wilson	Y
10	Duran	Y	Lebsock	Y	Ransom	Y	Windholz	Y
11	Esgar	Y	Lee	Y	Rosenthal	Y	Winter	Y
12	Everett	Y	Lontine	Y	Roupe	Y	Young	Y
13							Speaker	Y

14 Co-sponsor(s) added: Representative(s) Becker K., Fields, Kraft-Tharp,
 15 Mitsch Bush, Moreno, Pettersen, Priola, Rosenthal, Roupe, Tate, Vigil, Speaker

16
 17 **SB15-142** by Senator(s) Roberts; also Representative(s) Pabon--
 18 Concerning a change in state law to make requirements for
 19 moneys held in escrow for the payment of ad valorem
 20 property taxes the same as the requirements of the federal
 21 "Real Estate Settlement Procedures Act of 1974".
 22

23 The question being "Shall the bill pass?".
 24 A roll call vote was taken. As shown by the following recorded vote, a
 25 majority of those elected to the House voted in the affirmative and the bill
 26 was declared **passed**.
 27

28	YES	63	NO	0	EXCUSED	2	ABSENT	0
29	Arndt	Y	Fields	Y	Lundeen	Y	Ryden	Y
30	Becker J.	Y	Foote	Y	McCann	Y	Saine	Y
31	Becker K.	Y	Garnett	Y	Melton	Y	Salazar	Y
32	Brown	Y	Ginal	Y	Mitsch Bush	Y	Sias	Y
33	Buck	Y	Hamner	Y	Moreno	Y	Singer	Y
34	Buckner	E	Humphrey	Y	Navarro	Y	Tate	Y
35	Carver	Y	Joshi	Y	Neville P.	Y	Thurlow	Y
36	Conti	Y	Kagan	Y	Nordberg	Y	Tyler	E
37	Coram	Y	Keyser	Y	Pabon	Y	Van Winkle	Y
38	Court	Y	Klingenschmitt	Y	Pettersen	Y	Vigil	Y
39	Danielson	Y	Kraft-Tharp	Y	Primavera	Y	Willett	Y
40	DelGrosso	Y	Landgraf	Y	Priola	Y	Williams	Y
41	Dore	Y	Lawrence	Y	Rankin	Y	Wilson	Y
42	Duran	Y	Lebsock	Y	Ransom	Y	Windholz	Y
43	Esgar	Y	Lee	Y	Rosenthal	Y	Winter	Y
44	Everett	Y	Lontine	Y	Roupe	Y	Young	Y
45							Speaker	Y

46
 47 **HB15-1130** by Representative(s) Nordberg and Ryden; also Senator(s)
 48 Garcia and Hill--Concerning voting by military and
 49 overseas voters in municipal elections, and, in connection
 50 therewith, extending certain deadlines that govern the
 51 conduct of municipal elections to ensure that such voters
 52 have the same ability to vote in such elections as they do
 53 in federal, state, and county elections.
 54

1 The question being "Shall the bill pass?".
 2 A roll call vote was taken. As shown by the following recorded vote, a
 3 majority of those elected to the House voted in the affirmative and the bill
 4 was declared **passed**.

	YES	63	NO	0	EXCUSED	2	ABSENT	0
7	Arndt	Y	Fields	Y	Lundeen	Y	Ryden	Y
8	Becker J.	Y	Foote	Y	McCann	Y	Saine	Y
9	Becker K.	Y	Garnett	Y	Melton	Y	Salazar	Y
10	Brown	Y	Ginal	Y	Mitsch Bush	Y	Sias	Y
11	Buck	Y	Hamner	Y	Moreno	Y	Singer	Y
12	Buckner	E	Humphrey	Y	Navarro	Y	Tate	Y
13	Carver	Y	Joshi	Y	Neville P.	Y	Thurlow	Y
14	Conti	Y	Kagan	Y	Nordberg	Y	Tyler	E
15	Coram	Y	Keyser	Y	Pabon	Y	Van Winkle	Y
16	Court	Y	Klingenschmitt	Y	Pettersen	Y	Vigil	Y
17	Danielson	Y	Kraft-Tharp	Y	Primavera	Y	Willett	Y
18	DelGrosso	Y	Landgraf	Y	Priola	Y	Williams	Y
19	Dore	Y	Lawrence	Y	Rankin	Y	Wilson	Y
20	Duran	Y	Lebsock	Y	Ransom	Y	Windholz	Y
21	Esgar	Y	Lee	Y	Rosenthal	Y	Winter	Y
22	Everett	Y	Lontine	Y	Roupe	Y	Young	Y
23							Speaker	Y

24 Co-sponsor(s) added: Representative(s) Arndt, Brown, Carver, Esgar, Fields,
 25 Ginal, Hamner, Keyser, Klingenschmitt, Lawrence, Lebsock, Lontine, Melton,
 26 Mitsch Bush, Moreno, Pabon, Pettersen, Priola, Ransom, Rosenthal, Roupe,
 27 Salazar, Tate, Winter

28 _____
 29
 30 House in recess. House reconvened.
 31 _____

32 **REPORT(S) OF COMMITTEE(S) OF REFERENCE**

33 **AGRICULTURE, LIVESTOCK, & NATURAL RESOURCES**

34
 35 After consideration on the merits, the Committee recommends the
 36 following:
 37

38
 39 **HB15-1016** be amended as follows, and as so amended, be referred to
 40 the Committee on Finance with favorable
 41 recommendation:
 42

43 Amend printed bill, page 2, line 3, strike "(c) (I), and (6) (c) (II) (A);"
 44 and substitute "(c), and (6) (e);".
 45

46 Page 2, line 4, strike "and (6) (c) (II) (C)".
 47

48 Page 2, line 8, strike "development, or" and substitute "development or".
 49

50 Page 2, lines 9 and 10, strike "uses, OR A NEW OR REDEVELOPED
 51 MULTI-BUILDING NONRESIDENTIAL PROPERTY" and substitute "uses".
 52

53 Page 3, line 5, after the first "OF" insert "PRECIPITATION CONSUMED
 54 THROUGH".
 55

56 Page 3, line 6, strike "SUCH A FACTOR," and substitute "THE FACTORS,".

- 1 Page 3, line 7, strike "FACTOR" and substitute "FACTORS".
2
- 3 Page 3, lines 8 and 9, strike "A FACTOR" and substitute "FACTORS".
4
- 5 Page 3, lines 20 and 21, strike "Until the pilot project sponsor applies to
6 the water court for a permanent augmentation plan, the" and substitute
7 "~~Until the pilot project sponsor applies to the water court for a permanent
8 augmentation plan, The~~".
9
- 10 Page 3, line 23, strike "and measured" and substitute "~~and measured~~ OUT
11 OF PRIORITY".
12
- 13 Page 3, lines 24 through 26, strike "FOR A PILOT PROJECT FOR WHICH THE
14 APPLICATION WAS SUBMITTED ON OR AFTER JANUARY 1, 2016,".
15
- 16 Page 3, line 27, after "REPLACE" insert "OUT-OF-PRIORITY".
17
- 18 Page 4, line 3, strike "AND".
19
- 20 Page 4, strike lines 4 through 7 and substitute "EVAPOTRANSPIRATION FOR
21 THE SURFACE AREAS MADE IMPERMEABLE AND ASSOCIATED WITH THE
22 PILOT PROJECT. THE APPLICANT BEARS THE BURDEN OF PROVING THE
23 HISTORIC NATURAL DEPLETION; EXCEPT THAT THE APPLICANT MAY USE
24 APPLICABLE REGIONAL FACTORS ESTABLISHED PURSUANT TO
25 SUBPARAGRAPH (VI) OF PARAGRAPH (b) OF THIS SUBSECTION (6)".
26
- 27 Page 4, lines 21 through 23, strike "FOR A PILOT PROJECT FOR WHICH THE
28 APPLICATION WAS SUBMITTED ON OR AFTER JANUARY 1, 2016,".
29
- 30 Page 4, line 24, after "REPLACE" insert "OUT-OF-PRIORITY".
31
- 32 Page 4, line 27, strike "AND EVAPORATION ON THE".
33
- 34 Page 5, strike lines 1 through 10 and substitute "EVAPOTRANSPIRATION
35 FOR THE SURFACE AREAS MADE IMPERMEABLE AND ASSOCIATED WITH THE
36 PILOT PROJECT. THE APPLICANT BEARS THE BURDEN OF PROVING THE
37 HISTORIC NATURAL DEPLETION; EXCEPT THAT THE APPLICANT MAY USE
38 APPLICABLE REGIONAL FACTORS ESTABLISHED PURSUANT TO
39 SUBPARAGRAPH (VI) OF PARAGRAPH (b) OF THIS SUBSECTION (6).
40
- 41 (B) After a minimum of two years of data collection and upon
42 application to the appropriate water court for a permanent augmentation
43 plan, the pilot project sponsor shall file an application for approval of a
44 substitute water supply plan pursuant to section 37-92-308 (4). For any
45 substitute supply plan application filed under section 37-92-308 (4), a
46 ~~pilot project sponsor may seek approval from the state engineer based on
47 replacing only the net depletion caused by the capture of precipitation.
48 The net depletion shall be calculated as the amount of precipitation
49 captured minus the historical consumptive use from preexisting, natural
50 vegetation cover on the impermeable area as demonstrated by analysis of
51 the data collected by the sponsor during the pilot project~~ THE SPONSOR
52 SHALL FULLY AUGMENT ANY PRECIPITATION CAPTURED OUT OF PRIORITY
53 THAT WOULD OTHERWISE HAVE ACCRUED TO A NATURAL STREAM; EXCEPT
54 THAT, IN DETERMINING THE QUANTITY OF WATER REQUIRED FOR THE
55 SUBSTITUTE WATER SUPPLY PLAN TO REPLACE OUT-OF-PRIORITY STREAM
56 DEPLETIONS, THERE IS NO REQUIREMENT TO REPLACE THE AMOUNT OF
HISTORIC NATURAL DEPLETION TO THE WATERS OF THE STATE, IF ANY,

1 CAUSED BY PREEXISTING NATURAL VEGETATIVE COVER
 2 EVAPOTRANSPIRATION FOR THE SURFACE AREAS MADE IMPERMEABLE AND
 3 ASSOCIATED WITH THE PILOT PROJECT. THE APPLICANT MAY USE
 4 APPLICABLE REGIONAL FACTORS ESTABLISHED PURSUANT TO
 5 SUBPARAGRAPH (VI) OF PARAGRAPH (b) OF THIS SUBSECTION (6).

6 ~~(e) This paragraph (e), paragraphs (a), (b), and (d), and~~
 7 ~~subparagraph (I) of paragraph (c) of this subsection (6) are~~ IS repealed,
 8 effective July 1, 2020.

9 **SECTION 2.** In Colorado Revised Statutes, 37-92-305, **add** (12)
 10 (d) as follows:

11 **37-92-305. Standards with respect to rulings of the referee and**
 12 **decisions of the water judge.** (12) (d) IN DETERMINING THE QUANTITY
 13 OF WATER REQUIRED IN AN AUGMENTATION PLAN TO REPLACE THE
 14 PRECIPITATION CAPTURED OUT OF PRIORITY FROM ROOFTOPS AND
 15 IMPERMEABLE SURFACES THAT WOULD HAVE ACCRUED TO A NATURAL
 16 STREAM UNDER PREEXISTING, NATURAL VEGETATION CONDITIONS FOR A
 17 PRECIPITATION HARVESTING PILOT PROJECT APPROVED PURSUANT TO
 18 SECTION 37-60-115 (6), IF THE APPLICANT USES REGIONALLY APPLICABLE
 19 FACTORS ESTABLISHED PURSUANT TO SECTION 37-60-115 (6) (b) (VI) FOR
 20 THE AMOUNT OF PRECIPITATION CONSUMED THROUGH
 21 EVAPOTRANSPIRATION OF PREEXISTING NATURAL VEGETATIVE COVER,
 22 THERE IS A REBUTTABLE PRESUMPTION THAT THE FACTORS ARE
 23 APPROPRIATE.

24 **SECTION 3.** In Colorado Revised Statutes, 37-92-308, **amend**
 25 (4) (a) (IV) and (5) (a) (IV) as follows:

26 **37-92-308. Substitute water supply plans - special procedures**
 27 **for review - water adjudication cash fund - legislative declaration -**
 28 **repeal.** (4) (a) Beginning January 1, 2002, if an application for approval
 29 of a plan for augmentation, rotational crop management contract, or
 30 change of water right has been filed with a water court and the court has
 31 not issued a decree, the state engineer may approve the temporary
 32 operation of such plan, contract, or change of water right as a substitute
 33 water supply plan if the following conditions are met:

34 (IV) (A) The state engineer, after consideration of the comments
 35 received, has determined that the operation and administration of such
 36 plan will replace all out-of-priority depletions in time, location, and
 37 amount and will otherwise prevent injury to other water rights and
 38 decreed conditional water rights, including water quality and continuity
 39 to meet the requirements of use to which the senior appropriation has
 40 normally been put, pursuant to section 37-80-120 (3), and will not impair
 41 compliance with any interstate compacts.

42 (B) Notwithstanding any limitations regarding phreatophytes or
 43 impermeable surfaces that would otherwise apply pursuant to section
 44 37-92-103 (9) or 37-92-501 (4) (b) (III), for any precipitation harvesting
 45 pilot project selected pursuant to section 37-60-115 (6) that has filed an
 46 application for a permanent augmentation plan in water court, the
 47 ~~out-of-priority depletions shall be the net depletion as defined in section~~
 48 ~~37-60-115 (6) (c) (H) (B)~~ APPLICANT SHALL FULLY AUGMENT ANY
 49 PRECIPITATION CAPTURED OUT OF PRIORITY THAT WOULD OTHERWISE
 50 HAVE ACCRUED TO A NATURAL STREAM; EXCEPT THAT, IN DETERMINING
 51 THE QUANTITY OF WATER REQUIRED FOR THE SUBSTITUTE WATER SUPPLY
 52 PLAN TO REPLACE OUT-OF-PRIORITY STREAM DEPLETIONS, THERE IS NO
 53 REQUIREMENT TO REPLACE THE AMOUNT OF HISTORIC NATURAL
 54 DEPLETION TO THE WATERS OF THE STATE, IF ANY, CAUSED BY
 55 PREEXISTING NATURAL VEGETATIVE COVER EVAPOTRANSPIRATION FOR
 56 THE SURFACE AREAS MADE IMPERMEABLE AND ASSOCIATED WITH THE

1 PILOT PROJECT. THE APPLICANT MAY USE APPLICABLE REGIONAL FACTORS
2 ESTABLISHED PURSUANT TO SECTION 37-60-115 (6) (b) (VI). As a
3 condition of approving a substitute water supply plan for a pilot project
4 pursuant to this subsection (4), the state engineer shall have the authority
5 to require the project sponsor to replace any ongoing delayed depletions
6 after the water use plan associated with a precipitation harvesting pilot
7 project has ceased.

8 (C) The state engineer shall impose such terms and conditions as
9 are necessary to ensure that these standards are met. In making such
10 determinations, the state engineer shall not be required to hold any formal
11 hearings or conduct any other formal proceedings, but may conduct a
12 hearing or formal proceeding if the state engineer finds it necessary to
13 address the issues.

14 (5) (a) Beginning January 1, 2002, for new water use plans
15 involving out-of-priority diversions or a change of water right, if no
16 application for approval of a plan for augmentation or a change of water
17 right has been filed with a water court and the water use plan or change
18 proposed and the depletions associated with such water use plan or
19 change will be for a limited duration not to exceed five years, except as
20 otherwise provided in subparagraph (II) of paragraph (b) of this
21 subsection (5), the state engineer may approve such plan or change as a
22 substitute water supply plan if the following conditions are met:

23 (IV) (A) The state engineer, after consideration of the comments
24 received, has determined that the operation and administration of such
25 plan will replace all out-of-priority depletions in time, location, and
26 amount and will otherwise prevent injury to other water rights and
27 decreed conditional water rights, including water quality and continuity
28 to meet the requirements of use to which the senior appropriation has
29 normally been put, pursuant to section 37-80-120 (3), and will not impair
30 compliance with any interstate compacts.

31 (B) NOTWITHSTANDING ANY LIMITATIONS REGARDING
32 PHREATOPHYTES OR IMPERMEABLE SURFACES THAT WOULD OTHERWISE
33 APPLY PURSUANT TO SECTION 37-92-103 (9) OR 37-92-501 (4) (b) (III),
34 FOR ANY PRECIPITATION HARVESTING PILOT PROJECT SELECTED PURSUANT
35 TO SECTION 37-60-115 (6), THE APPLICANT SHALL FULLY AUGMENT ANY
36 PRECIPITATION CAPTURED OUT OF PRIORITY THAT WOULD OTHERWISE
37 HAVE ACCRUED TO A NATURAL STREAM; EXCEPT THAT, IN DETERMINING
38 THE QUANTITY OF WATER REQUIRED FOR THE SUBSTITUTE WATER SUPPLY
39 PLAN TO REPLACE OUT-OF-PRIORITY STREAM DEPLETIONS, THERE IS NO
40 REQUIREMENT TO REPLACE THE AMOUNT OF HISTORIC NATURAL
41 DEPLETION TO THE WATERS OF THE STATE, IF ANY, CAUSED BY
42 PREEXISTING NATURAL VEGETATIVE COVER EVAPOTRANSPIRATION FOR
43 THE SURFACE AREAS MADE IMPERMEABLE AND ASSOCIATED WITH THE
44 PILOT PROJECT. THE APPLICANT MAY USE APPLICABLE REGIONAL FACTORS
45 ESTABLISHED PURSUANT TO SECTION 37-60-115 (6) (b) (VI).

46 (C) The state engineer shall impose such terms and conditions as
47 are necessary to ensure that these standards are met. In making the
48 determinations specified in this subparagraph (IV), the state engineer
49 shall not be required to hold any formal hearings or conduct any other
50 formal proceedings, but may conduct a hearing or formal proceeding if
51 the state engineer finds it necessary to address the issues."

52
53 Renumber succeeding section accordingly.

54
55 Page 5, line 22, strike "on" and substitute "before, on,"

56

1 **HB15-1159** be amended as follows, and as so amended, be referred to
 2 the Committee on Finance with favorable
 3 recommendation:
 4

5 Amend printed bill, page 2, strike line 8 and substitute "(2) (d), (5)
 6 introductory portion, and (9); and **repeal** (6) as follows:".

7
 8 Page 2, strike lines 17 through 22.
 9

10 Page 3, strike lines 1 through 16.
 11

12 Page 3, after line 20 insert:
 13

14 "~~(5) No later than November 30, 2009, and~~ No later than
 15 ~~November~~ DECEMBER 30 of each year, ~~thereafter~~, the board shall provide
 16 the department an electronic report of the taxpayers receiving a credit for
 17 that income tax year that includes the following information:".
 18
 19
 20

21 **HB15-1178** be amended as follows, and as so amended, be referred to
 22 the Committee on Appropriations with favorable
 23 recommendation:
 24

25 Amend printed bill, strike everything below the enacting clause and
 26 substitute:

27 "**SECTION 1.** In Colorado Revised Statutes, 37-60-121, **add** (10)
 28 as follows:

29 **37-60-121. Colorado water conservation board construction**
 30 **fund - creation of - nature of fund - funds for investigations -**
 31 **contributions - use for augmenting the general fund - funds created**
 32 **- repeal. (10) Emergency dewatering grant program and data**
 33 **collection - fund - creation - legislative declaration. (a) (I) THE**
 34 **GENERAL ASSEMBLY FINDS AND DETERMINES THAT HIGH GROUNDWATER**
 35 **LEVELS IN THE AREA OF GILCREST, COLORADO, ARE DAMAGING CROPS**
 36 **AND FLOODING BASEMENTS AND SEPTIC SYSTEMS. TO MITIGATE THE**
 37 **DAMAGING HIGH GROUNDWATER LEVELS, THE WATER TABLE NEEDS TO BE**
 38 **LOWERED IMMEDIATELY TO A LEVEL THAT IS NO LONGER DAMAGING BY**
 39 **MEANS OF EMERGENCY PUMPING OF WELLS THAT ARE:**

40 (A) LOCATED WITHIN OR NEAR THE AREA OF GILCREST,
 41 COLORADO; AND

42 (B) PERMITTED FOR DEWATERING.

43 (II) THE GENERAL ASSEMBLY FURTHER FINDS AND DETERMINES
 44 THAT REAL-TIME DATA COLLECTION SHOULD ACCOMPANY THE
 45 EMERGENCY PUMPING OF DEWATERING WELLS.

46 (III) THEREFORE, THE GENERAL ASSEMBLY FINDS, DETERMINES,
 47 AND DECLARES THAT THE STATE OF COLORADO SHOULD FACILITATE THE
 48 EMERGENCY PUMPING OF DEWATERING WELLS IN THE AREA OF GILCREST,
 49 COLORADO, THROUGH THE ESTABLISHMENT AND FUNDING OF A GRANT
 50 PROGRAM.

51 (b) THE EMERGENCY DEWATERING GRANT ACCOUNT, REFERRED TO
 52 IN THIS SUBSECTION (10) AS THE "ACCOUNT", IS HEREBY CREATED IN THE
 53 COLORADO WATER CONSERVATION BOARD CONSTRUCTION FUND. FOR THE
 54 2015-16 AND 2016-17 FISCAL YEARS, THE STATE TREASURER SHALL
 55 TRANSFER TWO HUNDRED FIFTY THOUSAND DOLLARS FROM THE GENERAL
 56 FUND TO THE ACCOUNT FOR IMPLEMENTATION OF THE EMERGENCY

1 DEWATERING GRANT PROGRAM CREATED IN THIS SUBSECTION (10).
 2 (c) (I) THE BOARD, IN COLLABORATION WITH THE STATE ENGINEER,
 3 SHALL EXPEND MONEY FROM THE ACCOUNT TO AWARD GRANTS FOR
 4 EMERGENCY PUMPING OF WELLS PERMITTED FOR DEWATERING WITHIN OR
 5 NEAR GILCREST, COLORADO. THE BOARD, IN COLLABORATION WITH THE
 6 STATE ENGINEER, MAY AWARD GRANTS TO PUBLIC ENTITIES, PRIVATE
 7 ENTITIES, AND PRIVATE INDIVIDUALS SEEKING TO IMPLEMENT EMERGENCY
 8 PUMPING OF WELLS PERMITTED FOR DEWATERING. THE BOARD SHALL SEEK
 9 INPUT FROM THE SOUTH PLATTE BASIN ROUNDTABLE, CREATED IN SECTION
 10 37-75-104 (3) (b) (I), AND THE ROUNDTABLE'S TECHNICAL COMMITTEE ON
 11 THE GENERAL COSTS ASSOCIATED WITH DEWATERING WITHIN AND NEAR
 12 GILCREST, COLORADO, AND THE INFRASTRUCTURE NEEDED TO IMPLEMENT
 13 THE DEWATERING PROJECT.

14 (II) THE BOARD, IN COLLABORATION WITH THE STATE ENGINEER,
 15 SHALL DEVELOP CRITERIA AND GUIDELINES FOR THE GRANT PROGRAM AND
 16 THE ACCOMPANYING REAL-TIME DATA COLLECTION, INCLUDING
 17 SELECTION CRITERIA AND GRANTEE REPORTING CRITERIA.

18 (III) THE BOARD MAY ACCEPT AND EXPEND GIFTS, GRANTS, AND
 19 DONATIONS FOR THE PURPOSES OF THIS SUBSECTION (10), BUT THE
 20 IMPLEMENTATION OF THIS SUBSECTION (10) IS NOT DEPENDENT ON THE
 21 RECEIPT OF GIFTS, GRANTS, AND DONATIONS. THE BOARD SHALL TRANSMIT
 22 ALL MONEY RECEIVED THROUGH GIFTS, GRANTS, OR DONATIONS TO THE
 23 STATE TREASURER, WHO SHALL CREDIT THEM TO THE ACCOUNT.

24 (IV) (A) ON AN ANNUAL BASIS, THE BOARD, IN COLLABORATION
 25 WITH THE STATE ENGINEER, SHALL REPORT TO THE WATER RESOURCES
 26 REVIEW COMMITTEE, CREATED IN SECTION 37-98-102, ON THE PROGRESS
 27 OF THE GRANT PROGRAM.

28 (B) ON OR BEFORE OCTOBER 1, 2017, THE BOARD, IN
 29 COLLABORATION WITH THE STATE ENGINEER, SHALL PROVIDE THE WATER
 30 RESOURCES REVIEW COMMITTEE WITH A FINAL REPORT ON THE GRANT
 31 PROGRAM.

32 (C) TO ASSIST WITH THE REPORTING REQUIREMENTS OF THIS
 33 SUBPARAGRAPH (IV), THE BOARD, IN COLLABORATION WITH THE STATE
 34 ENGINEER, SHALL DEVELOP REPORTING REQUIREMENTS FOR GRANTEES.

35 (d) THIS SUBSECTION (10) IS REPEALED, EFFECTIVE JULY 1, 2018.

36 **SECTION 2. Safety clause.** The general assembly hereby finds,
 37 determines, and declares that this act is necessary for the immediate
 38 preservation of the public peace, health, and safety."
 39

40 Page 1, line 102, after "AREA" insert "OF GILCREST, COLORADO,".
 41
 42
 43

44 **SB15-055** be referred to the Committee of the Whole with favorable
 45 recommendation.
 46
 47
 48
 49

50 **EDUCATION**

51 After consideration on the merits, the Committee recommends the
 52 following:
 53

54 **HB15-1221** be amended as follows, and as so amended, be referred to
 55 the Committee of the Whole with favorable
 56 recommendation:

1 Amend printed bill, page 3, line 8, strike "CEREMONY, EDUCATION
2 NIGHT," and substitute "CEREMONY."
3

4 Page 3, strike lines 9 and 10.
5
6
7

8 **HB15-1224** be referred favorably to the Committee on Appropriations.
9
10
11
12

13 **STATE, VETERANS, & MILITARY AFFAIRS**

14 After consideration on the merits, the Committee recommends the
15 following:
16

17 **HB15-1044** be postponed indefinitely.
18
19

20 **HB15-1148** be postponed indefinitely.
21
22

23 **SB15-044** be postponed indefinitely.
24
25

26 **PRINTING REPORT**

27
28 The Chief Clerk reports the following bills have been correctly printed:
29 **HB15-1252, 1253, 1254.**
30

31
32 **SIGNING OF BILLS--RESOLUTIONS--MEMORIALS**

33
34 The Speaker has signed: **HB15-1021, 1023, 1047, 1121; SB15-021,**
35 **023, 024, 025, 026, 027, 028, 041, 082.**
36

37
38
39 **DELIVERY OF BILLS TO GOVERNOR**

40
41 The Chief Clerk of the House of Representatives reports the following
42 bills have been delivered to the Office of the Governor: **HB15-1017,**
43 **1039, 1052** at 11:15 a.m. on March 3, 2015.
44

45
46
47 **MESSAGE FROM THE SENATE**

48
49 Madam Speaker:

50
51 The Senate has passed on Third Reading and transmitted to the
52 Revisor of Statutes:
53 SB15-171.
54

55 The Senate has passed on Third Reading and returns herewith:
56 HB15-1010, HB15-1028, HB15-1062, and HB15-1071.

1 The Senate has passed on Third Reading and transmitted to the
2 Revisor of Statutes:
3 **HB15-1059** amended in General Orders as printed in Senate Journal,
4 March 2, 2015, and amended on Third Reading, March
5 3, 2015, as printed in the Senate Journal.
6

7
8 **MESSAGE(S) FROM THE REVISOR**
9

10 We herewith transmit:
11 without comment, **SB15-171**.
12 without comment, as amended, **HB15-1059**.
13

14
15 **INTRODUCTION OF BILLS**
16 **First Reading**
17

18 The following bills were read by title and referred to the committees
19 indicated:
20

21 **HB15-1255** by Representative(s) Dore and Pabon--Concerning the
22 enforcement of the prohibited use of electronic benefits
23 transfer cards at certain locations.
24 Committee on Business Affairs and Labor
25

26
27 **HB15-1256** by Representative(s) Mitsch Bush; also Senator(s)
28 Baumgardner--Concerning the reclassification of Routt
29 county to a category II county for the purpose of
30 establishing the salaries of county officers.
31 Committee on Local Government
32

33 **HB15-1257** by Representative(s) Becker K. and Priola; also Senator(s)
34 Hodge--Concerning the removal of penalties on local
35 governments regarding the regulation and sale of
36 cigarettes.
37 Committee on Local Government
38 Committee on Finance
39

40
41 **SB15-087** by Senator(s) Newell; also Representative(s) Singer--
42 Concerning the safe placement of children in foster care
43 homes.
44 Committee on Public Health Care & Human Services
45

46 **SB15-106** by Senator(s) Woods, Balmer, Jahn; also Representative(s)
47 Arndt--Concerning the continuation of the regulatory
48 authority granted under the "Barber and Cosmetologist
49 Act", and, in connection therewith, continuing the
50 cosmetology advisory committee and implementing the
51 other recommendations of the department of regulatory
52 agencies as contained in the 2014 sunset report and
53 making an appropriation.
54 Committee on Business Affairs and Labor
55

1 **SB15-121** by Senator(s) Crowder; also Representative(s) Dore--
2 Concerning the eligibility for financing provided by the
3 Colorado water resources and power development
4 authority of a public water system that is not owned by a
5 governmental agency.
6 Committee on Agriculture, Livestock, & Natural Resources
7 Committee on Appropriations
8
9

10
11 **INTRODUCTION OF RESOLUTION**
12

13 The following resolution was read by title and referred to the committee
14 indicated:
15

16 **SJR15-008** by Senator(s) Crowder; also Representative(s) Navarro--
17 Concerning the support of U.S. Senate Bill 1602.
18 Committee on State, Veterans, & Military Affairs
19
20

21
22 On motion of Representative Duran, the following bill(s) will be
23 calendared for General Orders on March 6, 2015: **HB15-1221,**
24 **SB15-055.**
25

26 On motion of Representative Duran, the following bill(s) calendared for
27 General Orders, March 4, will be calendared for March 6, 2014:
28 **HB15-1042, 1191, 1114.**
29

30 On motion of Representative Duran, the following bill(s) will be
31 calendared last on the General Orders calendar for March 6, 2014:
32 **HB15-1114.**
33

34
35 **LAY OVER OF CALENDAR ITEM(S)**
36

37 On motion of Representative Duran, the following item(s) on the
38 Calendar were laid over until March 4, retaining place on Calendar:
39

40 Consideration of Senate Amendment(s)--**HB15-1029, 1031.**
41 Consideration of Adherence--**SB15-159.**
42

43
44
45 On motion of Representative Duran, the House adjourned until 9:00 a.m.,
46 March 4, 2015.
47

48 Approved:
49 **DICKEY LEE HULLINGHORST,**
50 Speaker

51 Attest:
52 **MARILYN EDDINS,**
53 Chief Clerk
54