

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

January 30, 2006
Date

Committee on Agriculture, Livestock, & Natural Resources.

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

HB06-1124 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

1 Amend printed bill, page 2, line 11, strike "TO LEASE OR SELL WATER".

2 Page 3, line 14, strike "APPROVAL" and substitute "IMPLEMENTATION".

3 Page 4, line 13, strike "APPROVAL" and substitute "IMPLEMENTATION".

4 Page 5, strike lines 15 through 22 and substitute the following:

5 "(IV) IF THE APPLICATION IS FOR THE IMPLEMENTATION OF A
6 ROTATIONAL CROP MANAGEMENT CONTRACT, SEPARATE ANNUAL
7 HISTORICAL CONSUMPTIVE USE LIMITS FOR THE PARCELS TO BE ROTATED
8 ACCORDING TO THE HISTORICAL CONSUMPTIVE USE OF SUCH LANDS. TO
9 THE EXTENT THAT SOME OR ALL OF THE WATER THAT IS THE SUBJECT OF
10 THE CONTRACT IS NOT UTILIZED AT A NEW PLACE OF USE IN A GIVEN YEAR,
11 SUCH WATER MAY BE UTILIZED ON THE ORIGINALLY IRRIGATED LANDS IF
12 SO PROVIDED IN THE DECREE AND CONTRACT AND IF THE ELECTION TO
13 IRRIGATE IS MADE PRIOR TO THE BEGINNING OF THE IRRIGATION SEASON
14 AND APPLIES TO THE ENTIRE IRRIGATION SEASON."

15 Page 6, line 17, after "(17)", insert "(a)";

16 strike lines 18 through 23 and substitute the following:

17 "MANAGEMENT CONTRACT SHALL PAY THE STATE ENGINEER THE
18 FOLLOWING FEES:

1 (I) AN APPLICATION FEE OF ONE THOUSAND SEVEN HUNDRED
2 THIRTY- FOUR DOLLARS;

3 (II) A FEE OF SIX HUNDRED SEVENTEEN DOLLARS THAT IS DUE
4 ANNUALLY BEGINNING ONE YEAR AFTER SUBMITTAL OF THE APPLICATION
5 UNTIL THE APPLICATION HAS BEEN DECREED BY THE WATER JUDGE
6 PURSUANT TO SECTION 37-92-308 (4); AND

7 (III) AN ANNUAL FEE OF THREE HUNDRED DOLLARS PER YEAR
8 AFTER THE APPLICATION HAS BEEN DECREED.

9 (b) THE FEES SHALL BE USED BY THE STATE ENGINEER FOR THE".

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