

# STATE OF COLORADO

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## Colorado Water Conservation Board

### Department of Natural Resources

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TO: Colorado Water Conservation Board Members  
FROM: Jennifer Gimbel  
Dan McAuliffe  
DATE: May 8, 2009  
SUBJECT: **Agenda Item 26, May 19-20, 2009 Board Meeting, 2009 State  
Legislative and Fiscal Decisions and Update**

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Bill Ritter, Jr.  
Governor

Harris D. Sherman  
Executive Director

Jennifer L. Gimbel  
CWCB Director

Dan McAuliffe  
Deputy Director

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Attached is an updated list and the status of the legislation that we have monitored throughout the 2009 legislative session. This legislation may be reviewed online at <http://www.leg.state.co.us>.

We have also attached a status sheet prepared by the Colorado Water Congress that illustrates positions taken by the State Affairs Committee for your information.

We will print copies of selected legislation for your review.

We will also bring you up to date on the current status of the budget crisis and the likely impacts on our agency.

### **Recommendation**

**Review and discuss legislative matters and make recommendations for further and future action.**

#### **BILL [HB09-1014](#)**

**Short Title:** Conservation Easement Oversight

**Position:** Monitor

**Sponsors:** JUDD / ISGAR

**Status**

02/26/2009 Governor Action - Signed

#### **BILL [HB09-1017](#)**

**Short Title:** CWCB Water Efficiency Grant Fund

**Position:** Support

**Sponsors:** PACE / HODGE

**Status**

01/07/2009 Introduced In House - Assigned to Agriculture, Livestock, & Natural Resources

01/07/2009 Introduced In House - Assigned to Agriculture, Livestock, & Natural Resources + Appropriations  
01/21/2009 House Committee on Agriculture, Livestock, & Natural Resources Refer Amended to Appropriations  
04/09/2009 House Committee on Appropriations Refer Unamended to House Committee of the Whole  
04/13/2009 House Second Reading Laid Over Daily  
04/14/2009 House Second Reading Passed with Amendments  
04/15/2009 House Third Reading Passed  
04/15/2009 Introduced In Senate - Assigned to Agriculture and Natural Resources  
04/15/2009 Introduced In Senate - Assigned to Agriculture and Natural Resources + Appropriations  
04/22/2009 Senate Committee on Agriculture and Natural Resources Refer Unamended to Appropriations  
04/28/2009 Senate Committee on Appropriations Refer Unamended to Senate Committee of the Whole  
04/30/2009 Senate Second Reading Passed  
05/01/2009 Senate Third Reading Passed

**BILL** [HB09-1062](#)

**Short Title:** Piceance Oil & Gas Water Quality Study

**Sponsors:** CURRY / SCHWARTZ

**Status**

01/21/2009 House Committee on Agriculture, Livestock, & Natural Resources Postpone Indefinitely

**BILL** [HB09-1067](#)

**Short Title:** Instream Flow Tax Incentives

**Position:** Support

**Sponsors:** POMMER / WHITE

**Status**

01/07/2009 Introduced In House - Assigned to Agriculture, Livestock, & Natural Resources  
01/07/2009 Introduced In House - Assigned to Agriculture, Livestock, & Natural Resources + Finance  
01/07/2009 Introduced In House - Assigned to Agriculture, Livestock, & Natural Resources + Finance + Appropriations  
01/20/2009 House Committee on Agriculture, Livestock, & Natural Resources Refer Amended to Finance  
02/03/2009 House Committee on Finance Refer Amended to Appropriations  
04/03/2009 House Committee on Appropriations Lay Over Unamended - Amendment(s) Failed  
04/09/2009 House Committee on Appropriations Lay Over Unamended - Amendment(s) Failed  
04/15/2009 House Committee on Appropriations Refer Amended to House Committee of the Whole  
04/15/2009 House Second Reading Special Order - Passed with Amendments  
04/16/2009 House Third Reading Passed  
04/20/2009 Introduced In Senate - Assigned to Agriculture and Natural Resources + Appropriations  
04/29/2009 Senate Committee on Agriculture and Natural Resources Refer Amended to Appropriations  
04/30/2009 Senate Committee on Appropriations Refer Unamended to Senate Committee of the Whole  
05/01/2009 Senate Second Reading Special Order - Passed with Amendments  
05/04/2009 Senate Third Reading Passed  
05/05/2009 House Considered Senate Amendments - Result was to Concur - Repass

**BILL** [HB09-1124](#)

**Short Title:** Executive Session For Attorney Conf

**Position:** Support

**Sponsors:** LISTON / VEIGA

**Status**

04/03/2009 Governor Action - Signed

**BILL** [HB09-1129](#)

**Short Title:** Precipitation Harvesting Pilot Projects

**Position:** Monitor

**Sponsors:** LOOPER / ROMER

**Status**

01/13/2009 Introduced In House - Assigned to Agriculture, Livestock, & Natural Resources

01/13/2009 Introduced In House - Assigned to Agriculture, Livestock, & Natural Resources + Appropriations

02/03/2009 House Committee on Agriculture, Livestock, & Natural Resources Refer Amended to Appropriations

03/06/2009 House Committee on Appropriations Refer Amended to House Committee of the Whole

03/12/2009 House Second Reading Passed with Amendments

03/13/2009 House Third Reading Passed

03/16/2009 Introduced In Senate - Assigned to Agriculture and Natural Resources

03/16/2009 Introduced In Senate - Assigned to Agriculture and Natural Resources + Appropriations

03/19/2009 Senate Committee on Agriculture and Natural Resources Refer Unamended to Appropriations

04/17/2009 Senate Committee on Appropriations Refer Amended to Senate Committee of the Whole

04/22/2009 Senate Second Reading Passed with Amendments

04/23/2009 Senate Third Reading Passed

04/27/2009 House Considered Senate Amendments - Result was to Laid Over Daily

04/28/2009 House Considered Senate Amendments - Result was to Laid Over Daily

04/29/2009 House Considered Senate Amendments - Result was to Concur - Repass

**BILL** [HB09-1142](#)

**Short Title:** Water Conservancy Dist Director Election

**Position:** Neutral

**Sponsors:** FISCHER / BACON

**Status**

01/28/2009 House Committee on Agriculture, Livestock, & Natural Resources Postpone Indefinitely

**BILL** [HB09-1159](#)

**Short Title:** Water District Nonresident Director

**Position:** Neutral

**Sponsors:** PRIOLA / ISGAR

**Status**

03/20/2009 Governor Action - Signed

**BILL** [HB09-1174](#)

**Short Title:** Exempt Pre-1974 Well Depletions

**Position:** Monitor

**Sponsors:** RIESBERG / HODGE

**Status**

03/25/2009 Governor Action - Signed

**BILL** [HB09-1185](#)

**Short Title:** Water Rights Applications Documents

**Position:** Monitor

**Sponsors:** TIPTON / ISGAR

**Status**

04/02/2009 Governor Action - Signed

**BILL** [HB09-1199](#)

**Short Title:** Healthy Forests Vibrant Communities Act

**Position:** Monitor

**Sponsors:** SCANLAN / GIBBS

**Status**

01/29/2009 Introduced In House - Assigned to Agriculture, Livestock, & Natural Resources

01/29/2009 Introduced In House - Assigned to Agriculture, Livestock, & Natural Resources + Appropriations

02/18/2009 House Committee on Agriculture, Livestock, & Natural Resources Refer Amended to Appropriations

03/13/2009 House Committee on Appropriations Lay Over Unamended - Amendment(s) Failed

04/03/2009 House Committee on Appropriations Refer Amended to House Committee of the Whole

04/06/2009 House Second Reading Special Order - Passed with Amendments

04/07/2009 House Third Reading Passed

04/09/2009 Introduced In Senate - Assigned to Agriculture and Natural Resources

04/09/2009 Introduced In Senate - Assigned to Agriculture and Natural Resources + Appropriations

04/15/2009 Senate Committee on Agriculture and Natural Resources Refer Amended to Appropriations

04/24/2009 Senate Committee on Appropriations Refer Amended to Senate Committee of the Whole

04/28/2009 Senate Second Reading Passed with Amendments

04/29/2009 Senate Third Reading Passed

05/01/2009 House Considered Senate Amendments - Result was to Laid Over Daily

05/04/2009 House Considered Senate Amendments - Result was to Concur - Repass

05/05/2009 House Considered Senate Amendments - Result was to Laid Over Daily

**BILL** [HB09-1222](#)

**Short Title:** Administration Of Appropriated Moneys

**Position:** Monitor

**Sponsors:** FERRANDINO / KELLER

**Status**

05/04/2009 Governor Action - Signed

**BILL** [HB09-1231](#)

**Short Title:** Oil Shale Development Task Force

**Position:** Monitor

**Sponsors:** BRADFORD / KOPP

**Status**

02/18/2009 House Committee on Agriculture, Livestock, & Natural Resources Postpone Indefinitely

**BILL [HB09-1233](#)**

**Short Title:** Recognize Acequias

**Position:** Monitor

**Sponsors:** VIGIL / SCHWARTZ

**Status**

04/22/2009 Governor Action - Signed

**BILL [HB09-1268](#)**

**Short Title:** Decrease Fossil Fuel Consumption

**Position:** Monitor

**Sponsors:** GARDNER C. / KOPP

**Status**

02/19/2009 House Committee on Transportation & Energy Postpone Indefinitely

**BILL [HB09-1289](#)**

**Short Title:** Species Conservation Trust Fund List

**Position:** Support

**Sponsors:** CURRY / ISGAR

**Status**

02/16/2009 Introduced In House - Assigned to Agriculture, Livestock, & Natural Resources

02/16/2009 Introduced In House - Assigned to Agriculture, Livestock, & Natural Resources + Appropriations

02/25/2009 House Committee on Agriculture, Livestock, & Natural Resources Refer Amended to Appropriations

04/03/2009 House Committee on Appropriations Refer Unamended to House Committee of the Whole

04/06/2009 House Second Reading Special Order - Passed with Amendments

04/07/2009 House Third Reading Passed

04/13/2009 Introduced In Senate - Assigned to Agriculture and Natural Resources

04/13/2009 Introduced In Senate - Assigned to Agriculture and Natural Resources + Appropriations

04/16/2009 Senate Committee on Agriculture and Natural Resources Refer Unamended to Appropriations

04/24/2009 Senate Committee on Appropriations Refer Unamended to Senate Committee of the Whole

04/28/2009 Senate Second Reading Passed

04/29/2009 Senate Third Reading Passed

**BILL [HB09-1303](#)**

**Short Title:** Admin Mineral Development Water Wells

**Sponsors:** CURRY / ISGAR

**Status**

05/07/2009 Sent to the Governor

**BILL [HB09-1308](#)**

**Short Title:** Funding For Div Of Water Resources

**Sponsors:** CURRY / ISGAR

**Status**

04/29/2009 Senate Committee on Agriculture and Natural Resources Postpone Indefinitely

**BILL** [HB09-1346](#)

**Short Title:** Recovery & Reinvestment Fin Act Of 2009

**Sponsors:** CARROLL T. / SHAFFER B.

**Status**

04/14/2009 Introduced In House - Assigned to Local Government

04/21/2009 House Committee on Local Government Refer Amended to House Committee of the Whole

04/24/2009 House Second Reading Special Order - Passed with Amendments

04/27/2009 House Third Reading Passed

04/27/2009 Introduced In Senate - Assigned to Finance

04/30/2009 Senate Committee on Finance Refer Unamended - Consent Calendar to Senate Committee of the Whole

05/04/2009 Senate Second Reading Special Order - Passed with Amendments

05/05/2009 Senate Third Reading Passed

05/05/2009 House Considered Senate Amendments - Result was to Concur - Repass

**BILL** [HB09-1361](#)

**Short Title:** Modify Spending When Revenue Changes

**Sponsors:** WEISSMANN / MORSE

**Status**

04/21/2009 Introduced In House - Assigned to Appropriations

04/22/2009 Introduced In House - Assigned to Appropriations

04/28/2009 House Committee on Appropriations Refer Amended to House Committee of the Whole

04/28/2009 House Second Reading Laid Over Daily

04/29/2009 House Second Reading Special Order - Laid Over to 06/09/2009

**BILL** [HJR09-1002](#)

**Short Title:** Water Projects Eligibility Lists

**Position:** Monitor

**Sponsors:** FISCHER / HODGE

**Status**

03/25/2009 Governor Action - Signed

**BILL** [SB09-015](#)

**Short Title:** White River Water Division Change

**Position:** Monitor

**Sponsors:** TOCHTROP / GARDNER C.

**Status**

03/02/2009 Governor Action - Signed

**BILL [SB09-080](#)**

**Short Title:** Precipitation Collect Limited Exemptions

**Position:** Monitor

**Sponsors:** ISGAR / LOOPER

**Status**

04/22/2009 Governor Action - Signed

**BILL [SB09-106](#)**

**Short Title:** Water Supply Reserve Account Extension

**Position:** Support

**Sponsors:** ISGAR / ROBERTS

**Status**

05/06/2009 Sent to the Governor

**BILL [SB09-125](#)**

**Short Title:** Water Conservation Bd Construction Fund

**Position:** Support

**Sponsors:** ISGAR / CURRY

**Status**

01/27/2009 Introduced In Senate - Assigned to Agriculture and Natural Resources

01/27/2009 Introduced In Senate - Assigned to Agriculture and Natural Resources + Appropriations

02/12/2009 Senate Committee on Agriculture and Natural Resources Refer Amended to Appropriations

02/27/2009 Senate Committee on Appropriations Refer Unamended to Senate Committee of the Whole

03/03/2009 Senate Second Reading Passed with Amendments

03/04/2009 Senate Third Reading Passed

03/04/2009 Introduced In House - Assigned to Agriculture, Livestock, & Natural Resources

03/04/2009 Introduced In House - Assigned to Agriculture, Livestock, & Natural Resources + Appropriations

03/11/2009 House Committee on Agriculture, Livestock, & Natural Resources Refer Unamended to Appropriations

04/17/2009 House Committee on Appropriations Refer Amended to House Committee of the Whole

04/21/2009 House Second Reading Laid Over Daily

04/22/2009 House Second Reading Special Order - Passed with Amendments

04/23/2009 House Third Reading Passed

04/27/2009 Senate Considered House Amendments - Result was to Concur - Repass

**BILL [SB09-141](#)**

**Short Title:** Fountain Creek Watershed District

**Position:** Monitor

**Sponsors:** TAPIA / LOOPER & ...

**Status**

04/30/2009 Governor Action - Signed

**BILL [SB09-147](#)**

**Short Title:** Water Supply Plans Pre-2003 Depletions

**Position:** Monitor

**Sponsors:** HODGE / PRIOLA

**Status**

04/09/2009 Governor Action - Signed

**BILL** [SB09-165](#)

**Short Title:** Drinking Water Wastewater Small Grants

**Position:** Monitor

**Sponsors:** ISGAR & ... / CURRY & ...

**Status**

04/22/2009 Governor Action - Signed

**BILL** [SB09-195](#)

**Short Title:** Suppl Approp Dept Of Natural Resources

**Sponsors:** KELLER / POMMER

**Status**

03/12/2009 Governor Action - Signed

**BILL** [SB09-208](#)

**Short Title:** Augment FY 2008-09 General Fund Revenues

**Sponsors:** TAPIA / POMMER

**Status**

04/20/2009 Governor Action - Signed

**BILL** [SB09-216](#)

**Short Title:** Increase Cash Funds Div Water Resources

**Sponsors:** TAPIA / POMMER

**Status**

02/16/2009 Introduced In Senate - Assigned to Appropriations

02/16/2009 Introduced In Senate - Assigned to Appropriations

02/16/2009 Introduced In Senate - Assigned to Agriculture and Natural Resources + Appropriations

02/16/2009 Introduced In Senate - Assigned to Agriculture and Natural Resources + Appropriations

02/17/2009 Senate Committee on Appropriations Refer Amended to Senate Committee of the Whole

02/18/2009 Senate Second Reading Special Order - Referred w/Amend. to Agriculture and Natural Resources

02/18/2009 Senate Second Reading Passed with Amendments

02/18/2009 Senate Second Reading Special Orders - Passed with Amendments

02/19/2009 Senate Third Reading Passed

02/19/2009 Introduced In House - Assigned to Appropriations

02/19/2009 Introduced In House - Assigned to Appropriations

02/19/2009 Introduced In House - Assigned to Agriculture, Livestock, & Natural Resources + Appropriations

02/19/2009 Introduced In House - Assigned to Agriculture, Livestock, & Natural Resources

02/20/2009 Senate Third Reading Passed

02/20/2009 House Committee on Appropriations Refer Unamended to House Committee of the Whole



02/23/2009 House Second Reading Laid Over Daily  
02/24/2009 House Second Reading Special Order - Referred to Agriculture, Livestock, & Natural Resources  
03/17/2009 House Committee on Agriculture, Livestock, & Natural Resources Refer Amended to House Committee of the Whole  
03/20/2009 House Second Reading Laid Over to 03/23/2009  
03/23/2009 House Second Reading Laid Over Daily  
03/24/2009 House Second Reading Laid Over to 03/26/2009  
03/26/2009 House Second Reading Laid Over to 03/30/2009  
03/30/2009 House Second Reading Laid Over Daily  
03/31/2009 House Second Reading Laid Over to 06/09/2009

**BILL** [SB09-259](#)

**Short Title:** Long Appropriations Bill

**Sponsors:** KELLER / POMMER

**Status**

04/24/2009 Sent to the Governor

05/01/2009 Governor Action - Partial Veto

**BILL** [SB09-277](#)

**Short Title:** FY 09-10 General Fund Reserve Reduction

**Sponsors:** TAPIA / MAROSTICA

**Status**

05/01/2009 Governor Action - Signed

**BILL** [SB09-279](#)

**Short Title:** Cash Fund Transfers Augment General Fund

**Sponsors:** TAPIA / POMMER

**Status**

04/06/2009 Introduced In Senate - Assigned to Appropriations

04/07/2009 Senate Committee on Appropriations Refer Amended to Senate Committee of the Whole

04/09/2009 Senate Second Reading Special Order - Passed with Amendments

04/13/2009 Senate Third Reading Passed

04/13/2009 Introduced In House - Assigned to Appropriations

04/14/2009 House Committee on Appropriations Refer Unamended to House Committee of the Whole

04/15/2009 House Second Reading Laid Over Daily

04/16/2009 House Third Reading Passed with Amendments

04/16/2009 House Second Reading Special Order - Passed with Amendments

04/17/2009 House Third Reading Passed

04/21/2009 Senate Considered House Amendments - Result was to Not Concur - Request Conference Committee

04/27/2009 First Conference Committee Result was to Committee Recessed

04/29/2009 First Conference Committee Result was to Adopt Rerevised w/ Amendments

05/04/2009 House Consideration of First Conference Committee Report result was to Adopt Committee Report - Repass

05/04/2009 Senate Consideration of First Conference Committee Report result was to Adopt Committee

**BILL [SB09-293](#)**

**Short Title:** Operational Acct Of Sev Tax Trust Fund

**Sponsors:** ISGAR / CURRY

**Status**

04/22/2009 Introduced In Senate - Assigned to Agriculture and Natural Resources

04/23/2009 Senate Committee on Agriculture and Natural Resources Refer Amended to Senate Committee of the Whole

04/27/2009 Senate Second Reading Special Order - Passed with Amendments

04/28/2009 Senate Third Reading Passed

04/28/2009 Introduced In House - Assigned to Agriculture, Livestock, & Natural Resources

04/29/2009 House Committee on Agriculture, Livestock, & Natural Resources Refer Unamended to House Committee of the Whole

04/30/2009 House Second Reading Special Order - Passed

05/01/2009 House Third Reading Passed

**BILL [SB09-297](#)**

**Short Title:** Expedite Federal Stimulus Act Projects

**Sponsors:** SANDOVAL / JUDD

**Status**

04/27/2009 Introduced In Senate - Assigned to Finance

04/27/2009 Introduced In Senate - Assigned to Finance + Appropriations

04/28/2009 Senate Committee on Finance Refer Amended to Appropriations

04/30/2009 Senate Committee on Appropriations Refer Unamended to Senate Committee of the Whole

04/30/2009 Senate Second Reading Special Order - Passed

05/01/2009 Senate Third Reading Passed

05/01/2009 Introduced In House - Assigned to Finance

05/01/2009 House Committee on Finance Refer Unamended to House Committee of the Whole

05/04/2009 House Second Reading Special Order - Passed with Amendments

05/05/2009 House Third Reading Passed

05/06/2009 Senate Considered House Amendments - Result was to Concur - Repass

**BILL [SJM09-001](#)**

**Short Title:** Limit Stimulus Package Spending

**Sponsors:** HARVEY / MCNULTY

**Status**

03/02/2009 Senate Committee on State, Veterans & Military Affairs Postpone Indefinitely

**BILL [SJR09-020](#)**

**Short Title:** Honor John Fetcher

**Sponsors:** PENRY / BAUMGARDNER

**Status**

03/10/2009 Introduced In Senate - Assigned to

03/10/2009 Senate Third Reading Laid Over to 03/13/2009

03/13/2009 Senate Third Reading Passed

03/13/2009 Introduced In House - Assigned to  
03/13/2009 House Third Reading Passed  
03/18/2009 Signed by the President of the Senate  
03/18/2009 Signed by the Speaker of the House

**BILL** [SJR09-023](#)

**Short Title:** Do Not Renegotiate CO River Compact

**Sponsors:** SCHWARTZ / CURRY

**Status**

03/16/2009 Introduced In Senate - Assigned to  
03/16/2009 Senate Third Reading Laid Over Daily  
03/18/2009 Senate Third Reading Passed  
03/18/2009 Introduced In House - Assigned to  
03/18/2009 House Third Reading Laid Over Daily  
03/19/2009 House Third Reading Passed  
03/26/2009 Signed by the President of the Senate  
03/30/2009 Signed by the Speaker of the House

**BILL** [SJR09-044](#)

**Short Title:** Interim Commn Study Fiscal Stability

**Sponsors:** SHAFFER B. / WEISSMANN

**Status**

04/20/2009 Introduced In Senate - Assigned to  
04/20/2009 Senate Third Reading Laid Over Daily  
05/01/2009 Senate Second Reading Passed with Amendments  
05/01/2009 Introduced In House - Assigned to  
05/04/2009 House Third Reading Laid Over Daily  
05/05/2009 House Third Reading Passed with Amendments  
05/06/2009 Senate Considered House Amendments - Result was to Concur - Repass