



Bassi - DNR, Linda <linda.bassi@state.co.us>

Comments re ISF Rules

1 message

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Linda,

Below are initial comments on behalf of ACWWA, ECCV, United, and Legacy Water regarding the proposed ISF rules:

1. Why was the phrase "or rejects" deleted from 6k.(1)(e)? This seems to suggest that rejection is no longer a possible outcome.
2. C.R.S. 37-83-105(2)(a)(V) allows parties to submit comments by January 1 for each year that a loan is exercised. As described in that same subsection, a comment letter triggers a requirement to repeat the process described in (2)(b). This process and the extent to which the CWCB is involved in the 2(b) process that occurs after a comment is submitted should be described in the rules. 6k.(2)(g) may be the best location to add this information.
3. To ensure consistency with C.R.S. 37-92-102(3)(c.5), Section 6a should be revised to confirm that the water, water rights, or interests in water obtained for ISF purposes cannot be derived from conditional water rights.

We reserve the right to provide additional comments as this process proceeds.

Bill

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