

Colorado Water Congress
State Affairs Committee Meeting
Report prepared by the Southwestern Water Conservation District

May 7, 2018 Water Legislation Report #13 (2018 Legislative Session)

The State Affairs Committee held its final meeting on May 7 to discuss proposed water legislation for consideration in the 2018 legislative session. *The Second Regular Session of the Seventy-first General Assembly is scheduled to adjourn on May 9, 2018.* Since the last meeting, **SB 275 (Evaluate Prerequisites Seaplane Operation in Colorado)** was introduced. The State Affairs Committee will deliver a letter of suggested topics for the Interim Water Resources Review Committee to consider over the summer.

The following table provides a detailed summary of water-related legislation introduced during the current session. The format of each bill includes five columns and a following **Summary** cell. The 1st, 2nd, 4th, & 5th column each contain two information items as follows: 1st column has both the **Bill No.** and the **Short Title**. The 2nd column has both the **Sponsors** and the assigned **Committee**. The 3rd column contains only the **Concerning** statement, copied directly from the bill. The 4th column will show important **Amendments** and **Comments** provided by SWCD staff. The 5th column shows both **When Introduced**, **CWC Action**, and **SWCD Position**. Once a bill no longer requires SA Comm action I will include it in a summary table, which will also show its progress. Until CWC takes action, the bill will remain in this format. I will however, **highlight in yellow** changes in any of the cells, compared to the prior report. Once, CWC has acted on a bill, I will move it to the **Status table**, where its progress can be more easily monitored.

If you are aware of other entities that would like to receive these reports, please contact the Southwestern Water Conservation District office at 970-247-1302 with e-mail contact information. Once introduced, copies of bills are available at www.leg.state.co.us. Additional info is available at the CWC web site: <http://www.cowatercongress.org/stateaffairs/>

FYI: Legislator Contact Information

Senator Don Coram (SD 6):	303-866-4884	don.coram.senate@state.co.us
Representative Barbara McLachlan (HD 59):	303-866-2914	barbara.mclachlan.house@state.co.us
Representative Marc Catlin (HD 58):	303-866-2955	marc.catlin.house@state.co.us

Bill No. Title	Sponsors Committee	Concerning	Amendments Comments	When Introduced CWC Action / SWCD Position
<p>SB 245</p> <p>Allow Natural Occuring Radioactive Material Rules</p>	<p>S Cooke H Arndt</p> <p>Ag, Natural Resources & Energy</p>	<p>CONCERNING REPEAL OF THE PROHIBITION ON THE STATE BOARD OF HEALTH ADOPTING RULES CONCERNING THE DISPOSAL OF NATURALLY OCCURRING RADIOACTIVE MATERIALS UNTIL AFTER 104 THE FEDERAL ENVIRONMENTAL PROTECTION AGENCY HAS ADOPTED RULES CONCERNING THE DISPOSAL OF NATURALLY OCCURRING RADIOACTIVE MATERIALS</p>	<p><i>State Affairs initially acted to oppose the bill, but after amendments requiring that CDPHE convene a stakeholder group and provide a report to the legislature, State Affairs reconsidered its position and acted to support the bill.</i></p>	<p>04/16/2018</p> <p>SUPPORT</p> <p>SWCD Position: DISCUSSION</p>
<p>SUMMARY: Current law allows the state board of health to adopt rules concerning the disposal of naturally occurring radioactive materials (NORM) only after the federal environmental protection agency (EPA) has adopted rules concerning the disposal of NORM. The EPA has not adopted the rules. The bill repeals this prohibition.</p> <p>Before the rules are adopted, the department of public health and environment is required to:</p> <ul style="list-style-type: none"> • Convene a stakeholder group to discuss the development of rules; and • Prepare a report and a detailed summary of the stakeholder process and provide them to the general assembly by December 31, 2019. <p>Until the rules become effective, the handling, transportation, beneficial use, and disposal of TENORM is governed by guidance, including specified letters, issued by the department.</p>				
<p>SB 275</p> <p>Evaluate Prerequisites Seaplane Operations in Colorado</p>	<p>S Scott/Todd H Saine/Melton</p> <p>State, Veterans & Military Affairs</p>	<p>CONCERNING THE ABILITY OF SEAPLANES TO OPERATE IN COLORADO.</p>		<p>04/27/2018</p> <p>OPPOSE</p> <p>SWCD Position: DISCUSSION</p>
<p>SUMMARY: Current state park law excludes seaplanes from the definition of a "vessel", and applicable park rules essentially prohibit seaplanes from landing in or taking off from state park water bodies. The bill:</p> <ul style="list-style-type: none"> ! Directs the division of parks and wildlife in the department of natural resources to: ! Establish proposed procedures for the mandatory inspection and decontamination of seaplanes landing on water bodies in the state for the purposes of aquatic nuisance species prevention and containment and report on the procedures to the general assembly by September 1, 2019; and ! Establish a stakeholder process to evaluate seaplane access to 2 lakes located at state parks identified by the division and report the results of the stakeholder process to the general assembly by September 1, 2019; and ! Specifies that the prohibition on the landing of seaplanes in state parks does not apply in the event of an emergency, including for seaplanes engaged in firefighting operations. 				

Bill No. Title	Sponsors Committee	Concerning	Amendments Comments	When Introduced CWC Action / SWCD Position
HB 1383 Bonding Requirements for Public Projects Using Private Financing	H Winter S Priola Business Affairs & Labor	CONCERNING BONDING REQUIREMENTS FOR A CONTRACTOR THAT IS PARTY TO A CONTRACT THAT USES PRIVATE FINANCING FOR CONSTRUCTION CONTRACTS ON PUBLIC PROPERTY	<i>This bill was postponed indefinitely by the Senate Committee on Finance on 5/2/18.</i>	04/12/18 NO ACTION SWCD Position: DISCUSSION
<p>SUMMARY: Pursuant to current law, when a person, company, firm, corporation, or contractor (contractor) enters into a contract with certain governmental entities or governmental bodies to perform work in connection with certain projects, the contractor is required to execute performance bonds and payment bonds. The bill specifies that these bonding requirements apply to all construction contracts situated or located on public real property using public or private money, public or private financing, or public real property.</p>				