

**First Regular Session
Seventieth General Assembly
STATE OF COLORADO**

REVISED

*This Version Includes All Amendments Adopted
on Second Reading in the Second House*

LLS NO. 15-0831.01 Jennifer Berman x3286

HOUSE BILL 15-1247

HOUSE SPONSORSHIP

Saine, Nordberg, Primavera, Ryden

SENATE SPONSORSHIP

Neville T., Guzman, Holbert, Jahn

House Committees

Finance

Senate Committees

Agriculture, Natural Resources, & Energy

Finance

Appropriations

A BILL FOR AN ACT

101 **CONCERNING THE IMPLEMENTATION OF THE LEGISLATIVE AUDIT**
102 **COMMITTEE'S RECOMMENDATIONS FOR REVIEW OF DAM**
103 **SAFETY.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)

Legislative Audit Committee. The bill increases the fee that the state engineer collects with regard to dam project design review. The fee collected for the examination and filing of each set of plans and specifications required to be filed with the state engineer for a proposed dam project is increased from \$3 for each \$1,000 of the estimated cost of

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.

Capital letters indicate new material to be added to existing statute.

Dashes through the words indicate deletions from existing statute.

SENATE
2nd Reading Unamended
May 5, 2015

HOUSE
3rd Reading Unamended
April 27, 2015

HOUSE
Amended 2nd Reading
April 23, 2015

the proposed project to \$6 for each \$1,000 of the estimated cost of the proposed project, with the maximum fee raised from \$3,000 to \$30,000.

The bill adds a fee of \$2,000 per year for the annual inspection required of a dam against which the state engineer has imposed storage restrictions. The state engineer cannot impose the fee in the first year that the dam has been put under storage restrictions. The state engineer may waive the fee in any year that the state engineer determines that the owner or operator has taken reasonable steps toward curing deficiencies.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, 37-80-110, **amend**
3 (1) introductory portion and (1) (e) as follows:

4 **37-80-110. Fees collected by state engineer.** (1) ~~Fees~~ THE STATE
5 ENGINEER shall ~~be collected by the state engineer~~ COLLECT FEES for work
6 done in his OR HER office as follows:

7 (e) WITH RESPECT TO A PROPOSED PROJECT FOR A DAM, for the
8 examination and filing of each set of plans and specifications required by
9 law to be filed in the office of the state engineer, ~~three~~ SIX dollars for each
10 one thousand dollars or fraction thereof of the estimated cost ~~thereof~~ OF
11 A PROPOSED PROJECT; but the total amount of fees for examination and
12 filing of each set of plans and specifications shall MUST not be less than
13 one hundred dollars nor more than ~~three~~ THIRTY thousand dollars;

14 **SECTION 2. Act subject to petition - effective date.** This act
15 takes effect September 1, 2016; except that, if a referendum petition is
16 filed pursuant to section 1 (3) of article V of the state constitution against
17 this act or an item, section, or part of this act within the ninety-day period
18 after final adjournment of the general assembly, then the act, item,
19 section, or part will not take effect unless approved by the people at the
20

1 general election to be held in November 2016 and, in such case, will take
2 effect on the date of the official declaration of the vote thereon by the
3 governor.