

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

February 2, 2015
Date

Committee on Agriculture, Livestock, & Natural Resources.

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

HB15-1038 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend printed bill, page 3, strike lines 4 through 6 and substitute:

2 "(a) THE FULLY CONSUMPTIVE PORTION OF A WATER RIGHT
3 DECEED FOR IRRIGATION PURPOSES THAT HAS BEEN QUANTIFIED FOR THE
4 FIRST TIME BY A WATER COURT CHANGE-IN-USE DECREE OR QUANTIFIED
5 BY A SUBSTITUTE WATER SUPPLY PLAN APPROVAL, ENTERED OR".

6 Page 7, strike lines 16 through 26 and substitute "APPROVING FLEX USE IS
7 CONDITIONED ON A SHOWING THAT NO MORE THAN FIFTY PERCENT OF THE
8 FLEX CONSUMPTIVE USE WILL BE DELIVERED DURING THE PERIOD OF THE
9 SUBSTITUTE WATER SUPPLY PLAN APPROVAL FOR USES OTHER THAN
10 IRRIGATION OF THE PROPERTY SERVED BY THE WATER RIGHT OR ANOTHER
11 PROPERTY SERVED BY THE SAME DITCH SYSTEM. IF THIS CONDITION IS
12 VIOLATED DURING THE PERIOD OF THE SUBSTITUTE WATER SUPPLY PLAN
13 APPROVAL, THE APPROVAL WILL TERMINATE WITHOUT FURTHER ACTION
14 OF THE STATE ENGINEER."

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