

Second Regular Session
Sixty-sixth General Assembly
STATE OF COLORADO

REREVISED

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

LLS NO. 08-1089.02 Kate Meyer

SENATE BILL 08-221

SENATE SPONSORSHIP

Romer and Gibbs,

HOUSE SPONSORSHIP

Scanlan and White,

Senate Committees

Agriculture, Natural Resources & Energy

House Committees

Agriculture, Livestock, & Natural Resources

A BILL FOR AN ACT

101 **CONCERNING THE AUTHORITY OF THE COLORADO WATER RESOURCES**
102 **AND POWER DEVELOPMENT AUTHORITY TO ISSUE BONDS FOR**
103 **CERTAIN PROJECTS.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)

Authorizes the Colorado water resources and power development authority to issue bonds for the purposes of funding watershed protection and forest health projects. Permits local governmental entities participating in these projects to specify how the moneys should be allocated by the water resources and power development authority subject to the following:

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.

HOUSE
3rd Reading Unamended
May 1, 2008

HOUSE
Amended 2nd Reading
April 30, 2008

SENATE
3rd Reading Unamended
April 23, 2008

SENATE
Amended 2nd Reading
April 22, 2008

! Up to 20% may be distributed to the clean energy development authority; and

! The remainder shall be distributed to the state forester.

Restores the ability of the water resources and power development authority to establish debt service reserve funds, and restricts the applicability of such funds to watershed protection projects and forest health projects.

Directs the clean energy development authority and the state forester to use moneys received from the water resources and power development authority for watershed protection projects and forest health projects. Instructs the state forester to use labor, when feasible, from the Colorado youth corps or an accredited Colorado youth corps organization for watershed protection projects and forest and forest health projects.

Expands the definition of "projects" to include watershed protection and forest health projects. Includes timber harvested during such projects as a source of clean energy. Defines terms.

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

2 **SECTION 1.** 37-95-103 (10), Colorado Revised Statutes, is
3 amended, and the said 37-95-103 is further amended BY THE
4 ADDITION OF THE FOLLOWING NEW SUBSECTIONS, to read:

5 **37-95-103. Definitions.** As used in this article:

6 (4.9) "FOREST HEALTH PROJECT" MEANS AN UNDERTAKING THAT
7 IMPROVES THE HEALTH OF A FOREST, INCLUDING, BUT NOT LIMITED
8 TO:

9 (a) REDUCING THE THREAT OF UNCHARACTERISTICALLY LARGE OR
10 INTENSE INSECT DISEASES AND EPIDEMICS;

11 (b) REDUCING THE IMPACT OF UNCHARACTERISTICALLY LARGE OR
12 HIGH-INTENSITY WILDFIRES;

13 (c) REDUCING THE IMPACT OF UNDESIRABLE NONNATIVE SPECIES;

14 (d) REPLANTING TREES IN DEFORESTED AREAS; OR

15 (e) IMPROVING THE USE OF, OR ADDING VALUE TO, SMALL
16 DIAMETER TREES.

1 (10) "Project" means any water management facility or
2 hydroelectric facility, including undivided or other interests therein,
3 acquired or constructed or to be acquired or constructed by the authority
4 under this article, including all buildings and facilities ~~which~~ THAT the
5 authority deems necessary for the operation of the project, together with
6 all property rights, water rights, easements, and interests, including
7 gathering, storage, treatment, and transmission facilities, unless adequate
8 transmission capacity is available from any existing public utility, which
9 may be required for such operation. "Project" ALSO includes any water
10 management facility, ~~or~~ hydroelectric facility, OR WATERSHED
11 PROTECTION PROJECTS AND FOREST HEALTH PROJECTS financed in whole
12 or in part by the authority.

13 (15) "WATERSHED PROTECTION PROJECT" MEANS AN
14 UNDERTAKING TO IMPROVE OR PROTECT A DOMESTIC OR AGRICULTURAL
15 SUPPLY WATERSHED, INCLUDING, BUT NOT LIMITED TO, ACTIVITIES TO
16 ACHIEVE FIRE PREVENTION OR WILDFIRE HAZARD REDUCTION OR POST-FIRE
17 REMEDIAION, SOIL STABILIZATION, WATER SUPPLY CONTINUANCE, OR
18 WATER QUALITY MAINTENANCE OR IMPROVEMENT WITHIN THE
19 WATERSHED. A WATERSHED PROTECTION PROJECT DOES NOT INCLUDE
20 UNDERTAKINGS WHERE THE PURPOSE IS TO MATERIALLY INCREASE WATER
21 QUANTITY.

22 **SECTION 2.** Article 95 of title 37, Colorado Revised Statutes, is
23 amended BY THE ADDITION OF A NEW SECTION to read:

24 **37-95-112.5. Watershed protection and forest health projects**
25 **- repeal.** (1) THE AUTHORITY IS HEREBY AUTHORIZED TO ISSUE
26 BONDS, IN AN AMOUNT NOT TO EXCEED FIFTY MILLION DOLLARS, FOR THE
27 PURPOSES OF FUNDING WATERSHED PROTECTION PROJECTS AND FOREST

1 HEALTH PROJECTS OF GOVERNMENTAL AGENCIES.

2 (2) THE AUTHORITY MAY MAKE AND CONTRACT TO MAKE LOANS
3 WITH THE PROCEEDS OF THE BONDS AUTHORIZED BY THIS SECTION TO
4 GOVERNMENTAL AGENCIES PURSUANT TO THIS SECTION TO FINANCE THE
5 COST OF WATERSHED PROTECTION PROJECTS AND FOREST HEALTH
6 PROJECTS PROVIDED THAT THE AUTHORITY OR THE GOVERNMENTAL
7 AGENCY HAS ENTERED INTO AN AGREEMENT WITH THE COLORADO CLEAN
8 ENERGY DEVELOPMENT AUTHORITY OR THE COLORADO STATE FOREST
9 SERVICE WITH RESPECT TO THE APPLICATION OF PROCEEDS OF SUCH
10 BONDS. THE AUTHORITY MAY MAKE THE LOANS SUBJECT TO TERMS AND
11 CONDITIONS THAT ARE DETERMINED BY THE AUTHORITY TO BE
12 CONSISTENT WITH THE PURPOSES OF THE LOANS. THE LOANS SHALL BE
13 EVIDENCED BY NOTES, BONDS, OR OTHER OBLIGATIONS OF THE
14 GOVERNMENTAL AGENCY THAT ARE ISSUED TO THE AUTHORITY, AND THE
15 GOVERNMENTAL AGENCIES ARE AUTHORIZED TO ISSUE SUCH NOTES,
16 BONDS, OR OTHER OBLIGATIONS FOR SUCH PURPOSES. ALL NOTES, BONDS,
17 OR OTHER OBLIGATIONS EVIDENCING A LOAN FROM THE AUTHORITY MAY
18 BE SOLD AT A PRIVATE SALE TO THE AUTHORITY AT ANY PRICE, WHETHER
19 OR NOT LESS THAN PAR VALUE. THE DENOMINATIONS, TIMES FOR
20 PAYMENT OF PRINCIPAL AND INTEREST, AND PROVISIONS FOR REDEMPTION
21 PRIOR TO MATURITY OF SUCH BONDS, NOTES, OR OTHER OBLIGATIONS
22 SHALL BE AS THE AUTHORITY AND THE GOVERNMENTAL AGENCY AGREE.
23 EACH LOAN TO A GOVERNMENTAL AGENCY AND THE NOTES, BONDS, OR
24 OTHER OBLIGATIONS ISSUED TO EVIDENCE THE SAME SHALL BEAR
25 INTEREST AT THE RATE OR RATES AND HAVE THE MATURITIES AS THE
26 AUTHORITY AND THE GOVERNMENTAL AGENCY AGREE. THE AUTHORITY
27 MAY CHARGE AND COLLECT FROM GOVERNMENTAL AGENCIES FEES AND

1 CHARGES IN CONNECTION WITH THE LOANS OR OTHER SERVICES FROM THE
2 AUTHORITY, INCLUDING, BUT NOT LIMITED TO, FEES AND CHARGES
3 SUFFICIENT TO REIMBURSE THE AUTHORITY FOR ALL REASONABLE COSTS
4 THAT IT NECESSARILY INCURRED IN PROVIDING SUCH LOANS. ALL
5 WATERSHED PROTECTION PROJECTS AND FOREST HEALTH PROJECTS
6 FUNDED WITH MONEYS MADE AVAILABLE PURSUANT TO THIS SECTION
7 SHALL COMPLY WITH ALL APPLICABLE FEDERAL AND STATE LAWS, SUCH
8 AS BEST MANAGEMENT PRACTICES FOR WATER QUALITY ESTABLISHED BY
9 THE COLORADO STATE FOREST SERVICE PURSUANT TO SECTION 24-33-201,
10 C.R.S.

11 (3) GOVERNMENTAL AGENCIES PARTICIPATING IN WATERSHED
12 PROTECTION PROJECTS AND FOREST HEALTH PROJECTS SHALL SPECIFY HOW
13 THE MONEYS MADE AVAILABLE PURSUANT TO FINANCING BY THE
14 AUTHORITY ARE TO BE ALLOCATED IN A MEMORANDUM OF
15 UNDERSTANDING WITH THE AUTHORITY, SUBJECT TO THE FOLLOWING
16 LIMITATIONS:

17 (a) UP TO TWENTY PERCENT OF THE PROCEEDS OF BONDS ISSUED
18 BY THE AUTHORITY MAY BE DISTRIBUTED TO THE COLORADO CLEAN
19 ENERGY DEVELOPMENT AUTHORITY, CREATED PURSUANT TO SECTION
20 40-9.7-104, C.R.S., FOR WATERSHED PROTECTION PROJECTS AND FOREST
21 HEALTH PROJECTS, INCLUDING THE ESTABLISHMENT OF INCENTIVES FOR
22 USE OF BEETLE-INFESTED LUMBER.

23 (b) THE REMAINING PROCEEDS SHALL BE APPLIED TO WATERSHED
24 PROTECTION PROJECTS AND FOREST HEALTH PROJECTS IDENTIFIED, IN
25 CONSULTATION WITH THE GOVERNMENTAL AGENCIES PARTICIPATING IN
26 SUCH PROJECTS, BY THE COLORADO STATE FOREST SERVICE PURSUANT TO
27 SECTION 23-31-311, C.R.S.

1 (4) FOR PURPOSES OF THIS SECTION, "GOVERNMENTAL AGENCIES"
2 MEANS:

3 (a) ANY POLITICAL SUBDIVISION OF THE STATE, INCLUDING, BUT
4 NOT LIMITED TO, CITIES, COUNTIES, CITIES AND COUNTIES, MUNICIPALITIES,
5 WATER CONSERVATION DISTRICTS, WATER CONSERVANCY DISTRICTS,
6 SPECIAL DISTRICTS, WATER AUTHORITIES, GOVERNMENT-OWNED PUBLIC
7 UTILITIES, AND STATE AGENCIES;

8 (b) THE UNITED STATES AND ANY AGENCY THEREOF, INCLUDING
9 THE UNITED STATES FOREST SERVICE AND THE BUREAU OF LAND
10 MANAGEMENT; AND

11 (c) ANY ENTERPRISE, ENTITY, AGENCY, COMMISSION, OR
12 AUTHORITY ESTABLISHED BY A GOVERNMENTAL AGENCY, INCLUDING,
13 WITHOUT LIMITATION, THOSE ESTABLISHED PURSUANT TO AN INTERSTATE
14 COMPACT OR OTHER INTERGOVERNMENTAL COMPACT OR AGREEMENT.

15 (5) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2013. SUCH
16 REPEAL SHALL NOT NULLIFY, ABROGATE, ALTER, OR OTHERWISE AFFECT
17 ANY EXTANT OBLIGATIONS UNDER THIS ARTICLE AT THE TIME OF THE
18 REPEAL.

19 **SECTION 3.** 37-95-113, Colorado Revised Statutes, is
20 RECREATED AND REENACTED, WITH AMENDMENTS, to read:

21 **37-95-113. Debt service reserve funds for watershed**
22 **protection projects and forest health projects.** (1) IN ADDITION TO
23 ANY OTHER FUNDS IT MAY ESTABLISH, THE BOARD MAY, BY RESOLUTION,
24 ESTABLISH ONE OR MORE SPECIAL FUNDS PURSUANT TO THIS SECTION,
25 REFERRED TO IN THIS SECTION AS "DEBT SERVICE RESERVE FUNDS", FOR
26 BONDS ISSUED TO FINANCE WATERSHED PROTECTION PROJECTS AND
27 FOREST HEALTH PROJECTS PURSUANT TO SECTION 37-95-112.5, AND

1 MAY PAY INTO SUCH DEBT SERVICE RESERVE FUNDS:

2 (a) ANY MONEYS APPROPRIATED AND MADE AVAILABLE BY THE
3 STATE FOR THE PURPOSES OF SUCH DEBT SERVICE RESERVE FUNDS;

4 (b) ANY PROCEEDS FROM THE SALE OF BONDS TO THE EXTENT
5 PROVIDED IN THE RESOLUTIONS OF THE BOARD AUTHORIZING THE
6 ISSUANCE THEREOF; AND

7 (c) ANY MONEYS THAT MAY BE MADE AVAILABLE TO THE
8 AUTHORITY FROM ANY OTHER SOURCES FOR THE PURPOSES OF SUCH DEBT
9 SERVICE RESERVE FUNDS.

10 (2) SO LONG AS THERE ARE BONDS OUTSTANDING SECURED BY A
11 DEBT SERVICE RESERVE FUND CREATED BY THIS SECTION, ALL MONEYS
12 HELD IN ANY DEBT SERVICE RESERVE FUND, EXCEPT AS OTHERWISE
13 REQUIRED IN THIS SECTION, SHALL BE USED SOLELY FOR THE PAYMENT OF
14 THE PRINCIPAL OF THE BONDS OR OF THE SINKING FUND PAYMENTS
15 REFERRED TO IN THIS SECTION WITH RESPECT TO SUCH BONDS, THE
16 PURCHASE OR REDEMPTION OF SUCH BONDS, THE PAYMENT OF INTEREST
17 ON SUCH BONDS, OR THE PAYMENT OF ANY REDEMPTION PREMIUM
18 REQUIRED TO BE PAID WHEN SUCH BONDS ARE REDEEMED PRIOR TO
19 MATURITY; EXCEPT THAT MONEYS IN ANY SUCH FUND SHALL NOT BE
20 WITHDRAWN AT ANY TIME IN SUCH AMOUNT AS WOULD REDUCE SUCH
21 FUND TO LESS THAN THE DEBT SERVICE RESERVE FUND REQUIREMENT,
22 EXCEPT FOR THE PURPOSE OF MAKING, WITH RESPECT TO SUCH BONDS,
23 PRINCIPAL, INTEREST, REDEMPTION PREMIUM, AND SINKING FUND
24 PAYMENTS FOR THE PAYMENT OF WHICH OTHER MONEYS OF THE
25 AUTHORITY ARE NOT AVAILABLE. SO LONG AS THERE ARE NO BONDS
26 ISSUED AND OUTSTANDING SECURED BY A DEBT SERVICE RESERVE FUND
27 CREATED BY THIS SECTION, THE AMOUNTS ON DEPOSIT IN SUCH DEBT

1 SERVICE RESERVE FUND SHALL BE USED FOR WATERSHED PROTECTION
2 PROJECTS AND FOREST HEALTH PROJECTS FUNDED PURSUANT TO SECTION
3 37-95-112.5.

4 (3) ANY INCOME OR INTEREST EARNED BY, OR INCREMENT TO, ANY
5 DEBT SERVICE RESERVE FUND DUE TO THE INVESTMENT THEREOF MAY BE
6 TRANSFERRED TO OTHER FUNDS OR ACCOUNTS OF THE AUTHORITY TO THE
7 EXTENT IT DOES NOT REDUCE THE AMOUNT OF SUCH DEBT SERVICE
8 RESERVE FUND BELOW THE DEBT SERVICE RESERVE FUND REQUIREMENT.

9 (4) THE AUTHORITY MAY PROVIDE BY RESOLUTION FOR THE
10 ESTABLISHMENT OF A DEBT SERVICE RESERVE FUND REQUIREMENT FOR
11 ANY DEBT SERVICE RESERVE FUND ESTABLISHED PURSUANT TO THIS
12 SECTION.

13 (5) THE CHAIR OF THE AUTHORITY SHALL, ON OR BEFORE JANUARY
14 1 OF EACH YEAR, MAKE AND DELIVER TO THE GOVERNOR A CERTIFICATE,
15 STATING THE SUM, IF ANY, REQUIRED TO RESTORE EACH DEBT SERVICE
16 RESERVE FUND TO THE DEBT SERVICE RESERVE FUND REQUIREMENT. THE
17 GOVERNOR MAY TRANSMIT TO THE GENERAL ASSEMBLY A REQUEST FOR
18 THE AMOUNT, IF ANY, REQUIRED TO RESTORE EACH DEBT SERVICE
19 RESERVE FUND TO THE DEBT SERVICE RESERVE FUND REQUIREMENT. THE
20 GENERAL ASSEMBLY MAY, BUT SHALL NOT BE REQUIRED TO, MAKE ANY
21 SUCH APPROPRIATIONS SO REQUESTED. ALL SUMS APPROPRIATED AND
22 PAID BY THE GENERAL ASSEMBLY FOR SUCH RESTORATION SHALL BE
23 DEPOSITED BY THE AUTHORITY IN EACH SUCH DEBT SERVICE RESERVE
24 FUND. IF, IN ITS SOLE DISCRETION, THE GENERAL ASSEMBLY
25 APPROPRIATES ANY MONEYS FOR SUCH PURPOSE, THE AGGREGATE
26 OUTSTANDING PRINCIPAL AMOUNT OF BONDS FOR WHICH MONEYS MAY BE
27 APPROPRIATED SHALL NOT EXCEED FIFTY MILLION DOLLARS. NOTHING IN

1 THIS SECTION SHALL CREATE OR CONSTITUTE A DEBT OR LIABILITY OF THE
2 STATE.

3 (6) ANY MONEYS APPROPRIATED BY THE GENERAL ASSEMBLY FOR
4 THE PURPOSES OF ANY OF THE DEBT SERVICE RESERVE FUNDS ESTABLISHED
5 PURSUANT TO THIS SECTION SHALL NOT REVERT TO THE GENERAL FUND OF
6 THE STATE AT THE END OF ANY FISCAL YEAR.

7 (7) IF, BY VIRTUE OF A DECISION OF THE COLORADO SUPREME
8 COURT OR ANY FEDERAL COURT, PORTIONS OF THIS ARTICLE ARE HELD
9 UNCONSTITUTIONAL AND THE AUTHORITY IS THEREBY RENDERED
10 INCAPABLE OF PERFORMING ALL OF THE PURPOSES FOR WHICH IT IS HEREBY
11 CREATED, THEN, SUBJECT TO THE PROVISIONS OF SECTION 37-95-114, ANY
12 MONEYS APPROPRIATED BY THE GENERAL ASSEMBLY FOR THE PURPOSES
13 OF ANY OF THE DEBT SERVICE RESERVE FUNDS ESTABLISHED BY THE
14 AUTHORITY REMAINING ON DEPOSIT THEREIN SHALL BE TRANSFERRED TO
15 THE COLORADO WATER CONSERVATION BOARD CONSTRUCTION FUND
16 ESTABLISHED PURSUANT TO SECTION 37-60-121, SUCH TRANSFER TO TAKE
17 EFFECT ON THE DAY AFTER SUCH DECISION BECOMES FINAL AND NO
18 LONGER APPEALABLE.

19 **SECTION 4.** 40-9.7-103 (5) (b) and (10) (a), Colorado Revised
20 Statutes, are amended, and the said 40-9.7-103 is further amended BY
21 THE ADDITION OF THE FOLLOWING NEW SUBSECTIONS, to
22 read:

23 **40-9.7-103. Definitions.** As used in this article, unless the context
24 otherwise requires:

25 (5) "Clean energy" means any of the following fuels that are
26 themselves manufactured or synthesized and energy derived from any of
27 the following:

1 (b) Biomass resources such as biogas, agricultural or animal
2 waste, small diameter timber OR ANY TIMBER HARVESTED PURSUANT TO
3 A WATERSHED PROTECTION PROJECT OR FOREST HEALTH PROJECT, salt
4 cedar, other nonnative invasive phreatophyte vegetation removed from
5 river basins or watersheds in Colorado, landfill gas, and anaerobically
6 digested waste biomass; except that biomass resources do not include
7 energy generated by use of fossil fuel;

8 (7.5) "FOREST HEALTH PROJECT" HAS THE MEANING SET FORTH IN
9 SECTION 37-95-103, C.R.S.

10 (10) (a) "Project" means real property including land and
11 buildings or other improvements, personal or intangible property, and any
12 undivided or fractional interest, including a use interest, in real, personal,
13 or intangible property, whether in or outside the state, whether or not in
14 existence, used or to be used for, or in connection with, the following:

- 15 (I) The production of clean energy;
- 16 (II) The transportation of clean energy by any means, including by
17 pipeline, container, rail, or truck;
- 18 (III) The transmission of clean energy by any means;
- 19 (IV) The storage of clean energy; ~~or~~
- 20 (V) The manufacturing of major equipment or components needed
21 to produce clean energy; OR
- 22 (VI) PRODUCTS PRODUCED FROM A WATERSHED PROTECTION
23 PROJECT OR FOREST HEALTH PROJECT.

24 (17) "WATERSHED PROTECTION PROJECT" HAS THE MEANING SET
25 FORTH IN SECTION 37-95-103, C.R.S.

26 **SECTION 5.** 40-9.7-107, Colorado Revised Statutes, is amended
27 BY THE ADDITION OF A NEW SUBSECTION to read:

1 **40-9.7-107. Bonds.** (9) THE AUTHORITY SHALL APPLY MONEYS
2 RECEIVED PURSUANT TO SECTION 37-95-112.5, C.R.S., TO REPAY
3 WATERSHED PROTECTION PROJECT AND FOREST HEALTH PROJECT BONDS.
4 ANY MONEYS NOT REQUIRED FOR BOND PAYMENT SHALL BE USED TO
5 ESTABLISH FINANCIAL INCENTIVES FOR USE OF TIMBER CUT AS PART OF A
6 WATERSHED PROTECTION PROJECT OR FOREST HEALTH PROJECT FUNDED
7 BY THE COLORADO WATER RESOURCES AND POWER DEVELOPMENT
8 AUTHORITY.

9 =====

10 **SECTION 6.** Part 3 of article 31 of title 23, Colorado Revised
11 Statutes, is amended BY THE ADDITION OF A NEW SECTION to
12 read:

13 **23-31-311. Watershed protection projects and forest health**
14 **projects.** (1) THE COLORADO STATE FOREST SERVICE, REPRESENTING
15 THE STATE OF COLORADO, SHALL, IN CONSULTATION WITH THE
16 GOVERNMENTAL AGENCIES PARTICIPATING IN SUCH PROJECTS, IDENTIFY
17 WATERSHED PROTECTION PROJECTS AND FOREST HEALTH PROJECTS THAT
18 WILL USE MONEYS RECEIVED PURSUANT TO SECTION 37-95-112.5, C.R.S.,
19 INCLUDING, BUT NOT LIMITED TO, THE HARVESTING OF TREES INFESTED
20 WITH BEETLES.

21 (2) THE COLORADO STATE FOREST SERVICE SHALL COLLABORATE
22 WITH WATER PROVIDERS; FEDERAL, STATE, AND LOCAL GOVERNMENTS;
23 EDUCATIONAL INSTITUTIONS; LANDOWNERS; AND OTHER INTERESTED
24 PUBLIC AND PRIVATE ENTITIES TO RECOMMEND THE USE OF MONEYS MADE
25 AVAILABLE PURSUANT TO SECTION 37-95-112.5, C.R.S. THIS PROCESS
26 SHALL CONSIDER:

27 (a) AREAS THAT HAVE THE HIGHEST PRIORITY FOR ECOLOGICAL OR

1 WILDFIRE HAZARD REDUCTION RESTORATION;

2 (b) AREAS THAT HAVE BEEN PRIORITIZED FOR TREATMENT BY A
3 LOCAL OR REGIONAL FOREST COLLABORATIVE PROCESS OR THROUGH A
4 COMPARABLE STAKEHOLDER PROCESS; OR

5 (c) (I) WATERSHED PROTECTION PROJECTS AND FOREST HEALTH
6 PROJECTS ON PRIVATE, STATE, AND FEDERAL LANDS, INCLUDING NATIONAL
7 FOREST AND OTHER FEDERAL LANDS THAT SERVE AS THE PRIMARY SOURCE
8 OF WATER TO COMMUNITIES AND MUNICIPALITIES, AND FOR
9 AGRICULTURAL PURPOSES.

10 (II) IN IDENTIFYING SUCH WATERSHED PROTECTION PROJECTS AND
11 FOREST HEALTH PROJECTS, CONSIDERATION SHALL BE MADE TO
12 EFFECTIVELY USE AVAILABLE RESOURCES BY:

13 (A) APPLYING THE PRINCIPLES OF THE STATE OF COLORADO GOOD
14 NEIGHBOR AUTHORITY PROGRAMS ENTERED INTO BETWEEN THE
15 COLORADO STATE FOREST SERVICE AND THE UNITED STATES FOREST
16 SERVICE, AND BETWEEN THE COLORADO STATE FOREST SERVICE AND THE
17 UNITED STATES BUREAU OF LAND MANAGEMENT;

18 (B) COMBINING AVAILABLE RESOURCES WITH FEDERAL GRANT
19 MONEY, IF ANY, AND OTHER COMPLEMENTARY FUNDING RESOURCES THAT
20 ARE AVAILABLE FOR SUCH PROJECTS OR SIMILAR PROJECTS; AND

21 (C) PARTNERING ON SUCH PROJECTS BEING PLANNED OR
22 CONDUCTED BY GOVERNMENTAL AGENCIES WITH LAND MANAGEMENT
23 JURISDICTION IN COMMUNITY AND MUNICIPAL WATERSHEDS.

24 (3) IN CARRYING OUT SUCH WATERSHED PROTECTION PROJECTS
25 AND FOREST HEALTH PROJECTS, THE COLORADO STATE FOREST SERVICE
26 SHALL, WHENEVER FEASIBLE, CONTRACT WITH THE COLORADO YOUTH
27 CORPS ASSOCIATION OR AN ACCREDITED COLORADO YOUTH CORPS TO

1 PROVIDE LABOR. FOR PURPOSES OF THIS SECTION:

2

3 (a) "ACCREDITED COLORADO YOUTH CORPS" MEANS A YOUTH
4 CORPS ORGANIZATION THAT IS ACCREDITED BY THE COLORADO YOUTH
5 CORPS ASSOCIATION.

6 (b) "FOREST HEALTH PROJECT" HAS THE MEANING SET FORTH IN
7 SECTION 37-95-103, C.R.S.

8 (c) "GOVERNMENTAL AGENCIES" HAS THE MEANING SET FORTH IN
9 SECTION 37-95-112.5 (3), C.R.S.

10 (d) "WATERSHED PROTECTION PROJECT" HAS THE MEANING SET
11 FORTH IN SECTION 37-95-103, C.R.S.

12 **SECTION 6. Effective date.** This act shall take effect July 1,
13 2008.

14 **SECTION 7. Safety clause.** The general assembly hereby finds,
15 determines, and declares that this act is necessary for the immediate
16 preservation of the public peace, health, and safety.