

## CHAPTER 58

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**WATER AND IRRIGATION**


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## SENATE BILL 24-148

BY SENATOR(S) Van Winkle, Pelton R., Simpson, Will;  
 also REPRESENTATIVE(S) McLachlan and Bradley, Amabile, Bird, Clifford, Duran, Hamrick, Hartsook, Jodeh, Lieder, Lindsay,  
 Lukens, McCormick, Ricks, Snyder, Titone, Velasco, Weinberg, Young, McCluskie.

## AN ACT

### CONCERNING ALLOWING CERTAIN FACILITIES TO USE WATER DETAINED IN A STORM WATER DETENTION AND INFILTRATION FACILITY FOR PRECIPITATION HARVESTING.

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

**SECTION 1.** In Colorado Revised Statutes, 37-60-115, **amend** (6)(a) introductory portion and (6)(a)(III) as follows:

**37-60-115. Water studies - rules - reports - definitions - repeal.**  
**(6) Precipitation harvesting pilot projects.** (a) The board shall, in consultation with the state engineer, select the sponsors of up to ten new residential or mixed-use developments that will conduct individual pilot projects to collect precipitation from rooftops and impermeable surfaces for nonpotable uses. The ~~purpose~~ **PURPOSES** of the pilot projects ~~shall be~~ **ARE** to:

(III) Evaluate a variety of precipitation harvesting system designs, INCLUDING INTEGRATED STORM WATER AND PRECIPITATION HARVESTING FACILITIES. NOTWITHSTANDING THE DEFINITION OF A STORM WATER DETENTION AND INFILTRATION FACILITY IN SECTION 37-92-602 (8)(b)(I), A PILOT PROJECT MAY INCLUDE A SINGLE INTEGRATED FACILITY SERVING THE TEMPORARY DETENTION OR INFILTRATION PURPOSES OF A STORM WATER DETENTION AND INFILTRATION FACILITY AND A PRECIPITATION HARVESTING FACILITY IF PRECIPITATION CAPTURED IN THE FACILITY FOR BENEFICIAL USE, AS DEFINED IN SECTION 37-92-103 (4), IS REPLACED IN ACCORDANCE WITH THE REQUIREMENTS OF SUBSECTION (6)(c) OF THIS SECTION, AND ANY WATER CAPTURED IN THE FACILITY THAT IS NOT THE SUBJECT OF THE PRECIPITATION HARVESTING PILOT PROJECT IS MANAGED AND RELEASED BACK TO THE STREAM SYSTEM IN ACCORDANCE WITH THE REQUIREMENTS OF SECTION 37-92-602 (8).

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*Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.*

**SECTION 2. Act subject to petition - effective date.** This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly; except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2024 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: April 11, 2024