

First Regular Session
Seventy-third General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 21-0802.02 Bob Lackner x4350

SENATE BILL 21-113

SENATE SPONSORSHIP

Fenberg and Rankin,

HOUSE SPONSORSHIP

McCluskie and Lynch,

Senate Committees
Appropriations

House Committees

A BILL FOR AN ACT

101 CONCERNING STATE FUNDING OF FIREFIGHTING AIRCRAFT TO
102 RESPOND TO WILDFIRES.

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://leg.colorado.gov>.)

The bill directs the state treasurer to transfer \$30,800,000 from the general fund to the Colorado firefighting air corps fund to support the following purposes:

- The purchase by the division of fire prevention and control (division) in the department of public safety of a fire hawk helicopter (helicopter) configured for wildfire mitigation;

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

- and
- The leasing by the division of a type 1 helicopter or other available and appropriate aviation resource configured for wildfire mitigation in advance of the 2021 wildfire season and for the operational costs associated with the leased and purchased aviation resources.

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

2 **SECTION 1.** In Colorado Revised Statutes, 24-33.5-1228,
3 **amend** (3)(a) and (3)(c) as follows:

4 **24-33.5-1228. Colorado firefighting air corps - creation -**
5 **powers - aircraft acquisitions required - center of excellence -**
6 **unmanned aircraft systems study and pilot program - Colorado**
7 **firefighting air corps fund - creation - report - rules.** (3) (a) The
8 division shall administer the Colorado firefighting air corps fund, which
9 fund is hereby created in the state treasury. The division may seek and
10 accept gifts, grants, reimbursements, investments, bond revenues, sales
11 proceeds, commissions for services, sponsorships, advertising fees,
12 licensing fees, profits, or donations from private or public sources for the
13 purposes of this section. The fund consists of MONEY TRANSFERRED IN
14 ACCORDANCE WITH SUBSECTION (3)(c) OF THIS SECTION; all money that
15 may be appropriated to the fund by the general assembly; and all private
16 and public funds received through gifts, grants, reimbursements,
17 investments, bond revenues, sales proceeds, commissions for services,
18 sponsorships, advertising fees, licensing fees, profits, or donations that
19 are transmitted to the state treasurer and credited to the fund. All interest
20 earned from the investment of money in the fund is credited to the fund.
21 The money in the fund is continuously appropriated for the purposes
22 indicated in subsection (3)(c) of this section. Any money not expended at

1 the end of the fiscal year remains in the fund.

2 (c) (I) The division shall use the money in the Colorado
3 firefighting air corps fund for the purposes of subsection (2.5) of this
4 section and for paying the direct and indirect costs of maintaining the
5 Colorado firefighting air corps, including expenses associated with
6 acquisition, retrofitting, labor, equipment, supply, transportation, air,
7 mobilization, repair, maintenance, and demobilization.

8 (II) ON THE EFFECTIVE DATE OF THIS SUBSECTION (3)(c)(II), THE
9 STATE TREASURER SHALL TRANSFER THIRTY MILLION EIGHT HUNDRED
10 THOUSAND DOLLARS FROM THE GENERAL FUND TO THE COLORADO
11 FIREFIGHTING AIR CORPS FUND CREATED IN SUBSECTION (3)(a) OF THIS
12 SECTION. THE DIVISION SHALL USE THE MONEY TRANSFERRED PURSUANT
13 TO THIS SUBSECTION (3)(c)(II) FOR THE FOLLOWING PURPOSES:

14 (A) THE PURCHASE BY THE DIVISION OF A FIRE HAWK HELICOPTER
15 CONFIGURED FOR WILDFIRE AND OTHER PUBLIC SAFETY RESPONSE NEEDS;
16 AND

17 (B) THE LEASING BY THE DIVISION OF A TYPE 1 HELICOPTER OR
18 OTHER AVAILABLE AND APPROPRIATE AVIATION RESOURCE CONFIGURED
19 FOR WILDFIRE MITIGATION IN ADVANCE OF THE 2021 WILDFIRE SEASON
20 AND FOR THE OPERATIONAL COSTS ASSOCIATED WITH THE USE OF THE
21 LEASED AND PURCHASED AVIATION RESOURCES.

22 **SECTION 2. Safety clause.** The general assembly hereby finds,
23 determines, and declares that this act is necessary for the immediate
24 preservation of the public peace, health, or safety.