

HOUSE COMMITTEE OF REFERENCE REPORT

March 13, 2023

Chair of Committee

Date

Committee on Agriculture, Water & Natural Resources.

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

HB23-1075 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend printed bill, strike everything below the enacting clause and
2 substitute:

3 "SECTION 1. In Colorado Revised Statutes, add 24-33.5-718 as
4 follows:

5 **24-33.5-718. Evacuation and clearance time modeling study -**
6 **definitions - report - repeal.** (1) AS USED IN THIS SECTION, UNLESS THE
7 CONTEXT OTHERWISE REQUIRES:

8 (a) "DEVELOPER" MEANS ANY PERSON, FIRM, PARTNERSHIP, JOINT
9 VENTURE, ASSOCIATION, OR CORPORATION PARTICIPATING AS OWNER,
10 PROMOTER, DEVELOPER, OR SALES AGENT IN THE PLANNING, PLATTING,
11 DEVELOPMENT, PROMOTION, SALE, OR LEASE OF A DEVELOPMENT.

12 (b) "DEVELOPMENT" MEANS A RESIDENTIAL OR MIXED-USE
13 DEVELOPMENT THAT WILL HAVE TEN OR MORE SINGLE FAMILY HOMES OR
14 MULTIFAMILY UNITS.

15 (c) "STATE FOREST SERVICE" MEANS THE COLORADO STATE
16 FOREST SERVICE IDENTIFIED IN SECTION 23-31-302 AND THE DIVISION OF
17 FORESTRY CREATED IN SECTION 24-33-104.

18 (d) "WILDFIRE RISK AREA" MEANS AN AREA DESIGNATED AS HIGH
19 RISK OR HIGHEST RISK FOR WILDFIRE BY THE STATE FOREST SERVICE IN ITS
20 MOST RECENT PUBLICLY AVAILABLE STATEWIDE WILDFIRE RISK
21 ASSESSMENT MAP OR TOOL.

22 (2) (a) THE OFFICE OF EMERGENCY MANAGEMENT SHALL STUDY
23 THE EFFICACY AND FEASIBILITY OF LOCAL OR INTERJURISDICTIONAL
24 EMERGENCY MANAGEMENT AGENCIES WITH JURISDICTION IN A WILDFIRE
25 RISK AREA INTEGRATING EVACUATION AND CLEARANCE TIME MODELING
26 INTO THE EMERGENCY MANAGEMENT PLAN THAT IS REQUIRED BY SECTION
27 24-33.5-707 (8) FOR ITS AREA.

1 (b) THE STUDY, AT A MINIMUM, MUST:
2 (I) IDENTIFY AND ASSESS THE AVAILABILITY OF TECHNOLOGY TO
3 ASSIST WITH EVACUATION AND CLEARANCE TIME MODELING;
4 (II) EVALUATE THE FEASIBILITY OF REQUIRING DEVELOPERS TO
5 PERFORM EVACUATION AND CLEARANCE TIME MODELING FOR PROPOSED
6 DEVELOPMENTS IN A WILDFIRE RISK AREA; AND
7 (III) BE COMPLETED ON OR BEFORE DECEMBER 1, 2023.
8 (3) THE OFFICE OF EMERGENCY MANAGEMENT MAY COLLABORATE
9 WITH THE DEPARTMENT OF LOCAL AFFAIRS, THE DIVISION OF FIRE
10 PREVENTION AND CONTROL IN THE DEPARTMENT OF PUBLIC SAFETY, AND
11 OTHER STATE OR LOCAL AGENCIES IN UNDERTAKING THE STUDY REQUIRED
12 BY SUBSECTION (2)(a) OF THIS SECTION.
13 (4) THE OFFICE OF EMERGENCY MANAGEMENT SHALL REPORT THE
14 STUDY FINDINGS TO THE SENATE AGRICULTURE AND NATURAL RESOURCES
15 COMMITTEE AND THE HOUSE OF REPRESENTATIVES AGRICULTURE, WATER,
16 AND NATURAL RESOURCES COMMITTEE, OR THEIR SUCCESSOR COMMITTEES
17 DURING THE 2024 LEGISLATIVE SESSION.
18 (5) THIS SECTION IS REPEALED, EFFECTIVE DECEMBER 31, 2024.
19 **SECTION 2. Safety clause.** The general assembly hereby finds,
20 determines, and declares that this act is necessary for the immediate
21 preservation of the public peace, health, or safety."

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