

## CHAPTER 81

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**GOVERNMENT - STATE**

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## SENATE BILL 21-220

BY SENATOR(S) Hansen and Rankin, Moreno, Donovan, Kirkmeyer, Lundeen, Priola, Scott, Simpson, Sonnenberg, Woodward;  
also REPRESENTATIVE(S) Herod, McCluskie, Ransom, Burnett, Bird, Duran, Esgar, Exum, Hooton, Lontine, McLachlan,  
Mullica, Pico, Snyder, Will, Garnett.

**AN ACT****CONCERNING THE STABILIZATION OF REVENUE IN THE SEVERANCE TAX OPERATIONAL FUND BY RETURNING MONEY THAT WAS TRANSFERRED TO NATURAL RESOURCES AND ENERGY GRANT PROGRAMS.**

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

**SECTION 1.** In Colorado Revised Statutes, 24-33-111, **add** (2)(a)(I)(C) as follows:

**24-33-111. Conservation of native species - fund created.** (2) **Species conservation trust fund - creation.** (a) (I) (C) NOTWITHSTANDING SUBSECTION (2)(a)(I)(A) OF THIS SECTION, ON THE EFFECTIVE DATE OF THIS SUBSECTION (2)(a)(I)(C), THE STATE TREASURER SHALL TRANSFER ONE MILLION NINE HUNDRED NINETY-EIGHT THOUSAND TWO HUNDRED FIVE DOLLARS FROM THE SPECIES CONSERVATION TRUST FUND TO THE SEVERANCE TAX OPERATIONAL FUND CREATED IN SECTION 39-29-109 (2)(b)(I).

**SECTION 2.** In Colorado Revised Statutes, 33-10.5-108, **add** (3) as follows:

**33-10.5-108. Division of parks and wildlife aquatic nuisance species fund - creation.** (3) NOTWITHSTANDING SUBSECTION (1) OF THIS SECTION, ON THE EFFECTIVE DATE OF THIS SUBSECTION (3), THE STATE TREASURER SHALL TRANSFER ONE MILLION SIX HUNDRED THOUSAND NINE HUNDRED SIXTY-FOUR DOLLARS FROM THE FUND TO THE SEVERANCE TAX OPERATIONAL FUND CREATED IN SECTION 39-29-109 (2)(b)(I).

**SECTION 3.** In Colorado Revised Statutes, 37-60-126, **add** (12)(a)(V) as follows:

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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.*

**37-60-126. Water conservation and drought mitigation planning - programs - relationship to state assistance for water facilities - guidelines - water efficiency grant program - definitions - repeal.** (12) (a) (V) ON THE EFFECTIVE DATE OF THIS SUBSECTION (12)(a)(V), THE STATE TREASURER SHALL TRANSFER TWO HUNDRED NINETEEN THOUSAND EIGHT HUNDRED THREE DOLLARS FROM THE WATER EFFICIENCY GRANT PROGRAM CREATED IN SUBSECTION (12)(a)(I) OF THIS SECTION TO THE SEVERANCE TAX OPERATIONAL FUND CREATED IN SECTION 39-29-109 (2)(b)(I).

**SECTION 4.** In Colorado Revised Statutes, 37-75-107, **add** (3) as follows:

**37-75-107. Interbasin compact committee operation fund - creation.** (3) NOTWITHSTANDING SUBSECTION (1) OF THIS SECTION, ON THE EFFECTIVE DATE OF THIS SUBSECTION (3), THE STATE TREASURER SHALL TRANSFER TWO HUNDRED NINETY-SEVEN THOUSAND SEVEN HUNDRED FIFTY-NINE DOLLARS FROM THE INTERBASIN COMPACT COMMITTEE OPERATION FUND CREATED IN SUBSECTION (1) OF THIS SECTION TO THE SEVERANCE TAX OPERATIONAL FUND CREATED IN SECTION 39-29-109 (2)(b)(I).

**SECTION 5.** In Colorado Revised Statutes, 39-29-109, **add** (2)(b)(III) and (2)(c)(V) as follows:

**39-29-109. Severance tax trust fund - created - administration - distribution of money - legislative declaration.** (2) State severance tax receipts must be credited to the severance tax trust fund as provided in section 39-29-108. All income derived from the deposit and investment of the money in the fund must be credited to the fund. At the end of any fiscal year, all unexpended and unencumbered money in the fund remains in the fund and must not be credited or transferred to the general fund or any other fund. All money in the fund is subject to appropriation by the general assembly for the following purposes:

(b) **The severance tax operational fund.** (III) THE FUND ALSO INCLUDES AMOUNTS THAT WERE TRANSFERRED TO NATURAL RESOURCES AND ENERGY GRANT PROGRAMS UNDER SECTION 39-29-109.3 AND THAT WERE TRANSFERRED BACK TO THE FUND IN ACCORDANCE WITH SUBSECTION (2)(c)(V) OF THIS SECTION AND SECTIONS 24-33-111 (2)(a)(I)(C), 33-10.5-108 (3), 37-60-126 (12)(a)(V), AND 37-75-107 (3).

(c) **The water supply reserve fund.** (V) ON THE EFFECTIVE DATE OF THIS SUBSECTION (2)(c)(V), THE STATE TREASURER SHALL TRANSFER THREE MILLION NINE HUNDRED NINETY-SIX THOUSAND FOUR HUNDRED TEN DOLLARS FROM THE FUND TO THE SEVERANCE TAX OPERATIONAL FUND CREATED IN SUBSECTION (2)(b)(I) OF THIS SECTION.

**SECTION 6. Safety clause.** The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety.

Approved: April 30, 2021