

**First Regular Session
Seventy-fourth General Assembly
STATE OF COLORADO**

REREVISED

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

LLS NO. 23-0144.01 Sarah Lozano x3858

HOUSE BILL 23-1060

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A BILL FOR AN ACT

101 **CONCERNING UPDATES TO THE COLORADO STATE FOREST SERVICE**
102 **SEEDLING TREE NURSERY, AND, IN CONNECTION THEREWITH,**
103 **MAKING AN APPROPRIATION.**

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/>.)

Wildfire Matters Review Committee. The bill requires the Colorado state forest service to make certain upgrades and improvements to its seedling tree nursery in order to expand its capacity and its ability to contribute to reforestation efforts in the state. The general assembly is required to appropriate money to the Colorado state university system for

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

SENATE
3rd Reading Unamended
May 4, 2023

SENATE
2nd Reading Unamended
May 3, 2023

HOUSE
3rd Reading Unamended
April 11, 2023

HOUSE
Amended 2nd Reading
April 10, 2023

the 2023-24 state fiscal year for allocation to the state forest service.

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

2 **SECTION 1.** In Colorado Revised Statutes, 23-31-319, **amend**
3 (6) and (8); and **add** (2.5), (3.5), and (4.5) as follows:

4 **23-31-319. Forest service seedling tree nursery - necessary**
5 **upgrades and improvements - definition - funding - reports - repeal.**

6 (2.5) **Field upgrades.** TO UPGRADE THE FIELDS WHERE THE NURSERY
7 GROWS BARE-ROOT TREES AND SHRUBS, THE NURSERY SHALL:

8 (a) INSTALL A NEW PUMP AND PUMP HOUSE;

9 (b) OVERHAUL THE IRRIGATION SYSTEM; AND

10 (c) GRADE AND IMPROVE THE ROADS TO AND WITHIN THE FIELDS.

11 (3.5) **Seed storage cooler.** TO IMPROVE THE CAPACITY, SECURITY,
12 AND ENERGY EFFICIENCY OF SEED STORAGE, THE NURSERY SHALL
13 PURCHASE A NEW SEED STORAGE COOLER.

14 (4.5) **Delivery trucks.** TO IMPROVE THE TIMELINESS OF
15 DELIVERIES AND ELIMINATE THE COST OF RENTING DELIVERY TRUCKS, THE
16 NURSERY SHALL PURCHASE TWO REFRIGERATED BOX TRUCKS.

17 (6) **Appropriation.** For the 2022-23 AND 2023-24 state fiscal year
18 YEARS, the general assembly shall appropriate money to the Colorado
19 state university system for allocation to and expenditure by the Colorado
20 state forest service to fund improvements to the nursery, to hire
21 professional staff, and to conduct the capacity, expertise, and
22 infrastructure analysis as specified in subsection (5) of this section FOR
23 THE PURPOSES SPECIFIED IN THIS SECTION. ANY MONEY APPROPRIATED BY
24 THE GENERAL ASSEMBLY PURSUANT TO THIS SUBSECTION (6) THAT IS NOT
25 EXPENDED BEFORE THE END OF THE FISCAL YEAR FOR WHICH IT IS

1 APPROPRIATED REMAINS AVAILABLE FOR EXPENDITURE FOR THE SAME
2 PURPOSES UNTIL THE CLOSE OF THE 2024-25 STATE FISCAL YEAR.

3 (8) **Repeal.** This section is repealed, effective January 1, 2025
4 2026.

5 **SECTION 2.** In Colorado Revised Statutes, 23-3.3-103, **add** (12)
6 as follows:

7 **23-3.3-103. Annual appropriations - repeal.** (12) (a) THE
8 PROVISIONS OF SUBSECTION (1) OF THIS SECTION CONCERNING
9 APPROPRIATIONS FOR STUDENT FINANCIAL ASSISTANCE UNDER THIS
10 ARTICLE 3.3 DO NOT APPLY TO APPROPRIATIONS MADE PURSUANT TO
11 SECTION 23-31-319 TO FUND IMPROVEMENTS TO THE COLORADO STATE
12 FOREST SERVICE SEEDLING TREE NURSERY.

13 (b) THIS SUBSECTION (12) IS REPEALED, EFFECTIVE JULY 1, 2026.

14 **SECTION 3.** In Session Laws of Colorado 2022, **amend** section
15 3 of chapter 434 (HB22-1323) as follows:

16 Section 3. **Appropriation.** For the 2022-23 state fiscal year,
17 \$5,000,000 is appropriated to the department of higher education for use
18 by the board of governors of the Colorado state university system. This
19 appropriation is from the general fund. To implement this act, the board
20 of governors may use this appropriation for the Colorado state forest
21 service tree nursery. Any money appropriated in this section not expended
22 prior to July 1, 2023, is further appropriated to the board of governors for
23 the 2023-24 AND 2024-25 state fiscal year YEARS for the same purpose.

24 **SECTION 4. Appropriation.** For the 2023-24 state fiscal year,
25 \$5,382,500 is appropriated to the department of higher education for use
26 by the board of governors of the Colorado state university system. This
27 appropriation is from the general fund. To implement this act, the board

1 of governors may use this appropriation for the Colorado state forest
2 service tree nursery.

3 **SECTION 5. Act subject to petition - effective date.** This act
4 takes effect at 12:01 a.m. on the day following the expiration of the
5 ninety-day period after final adjournment of the general assembly; except
6 that, if a referendum petition is filed pursuant to section 1 (3) of article V
7 of the state constitution against this act or an item, section, or part of this
8 act within such period, then the act, item, section, or part will not take
9 effect unless approved by the people at the general election to be held in
10 November 2024 and, in such case, will take effect on the date of the
11 official declaration of the vote thereon by the governor.