

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

**REVISED**

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

LLS NO. 23-0884.01 Yelana Love x2295

**SENATE BILL 23-238**

---

**SENATE SPONSORSHIP**

**Zenzinger and Kirkmeyer**, Bridges, Buckner, Coleman, Cutter, Exum, Gardner, Hansen, Hinrichsen, Jaquez Lewis, Liston, Marchman, Moreno, Mullica, Pelton B., Pelton R., Priola, Roberts, Simpson, Sullivan, Will, Winter F.

**HOUSE SPONSORSHIP**

**Sirota and Bockenfeld**, Bird

---

**Senate Committees**  
Appropriations

**House Committees**  
Appropriations

---

**A BILL FOR AN ACT**

101      **CONCERNING AUTHORIZATION TO USE MONEY IN THE SMALL**  
102              **COMMUNITIES WATER AND WASTEWATER GRANT FUND TO**  
103              **PROVIDE THE STATE FUNDS FOR WATER PROJECTS FOR WHICH**  
104              **A STATE MATCH IS REQUIRED TO QUALIFY FOR FEDERAL FUNDS**  
105              **FOR THE PROJECTS.**

---

**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/>.)*

**Joint Budget Committee.** The bill allows money from the small communities water and wastewater grant fund to be used to match money

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.*

HOUSE  
2nd Reading Unamended  
April 3, 2023

SENATE  
3rd Reading Unamended  
March 30, 2023

SENATE  
2nd Reading Unamended  
March 29, 2023

provided by the federal government through the federal "Infrastructure Investment and Jobs Act" for certain clean water projects.

---

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

2 **SECTION 1.** In Colorado Revised Statutes, 25-1.5-208, **amend**  
3 (4)(a) as follows:

4 **25-1.5-208. Grant program for public water systems and**  
5 **domestic wastewater treatment works - small communities water and**  
6 **wastewater grant fund - rules.** (4) (a) (I) There is hereby created in the  
7 state treasury the small communities water and wastewater grant fund,  
8 referred to in this subsection (4) as the "fund". The fund ~~shall consist~~  
9 CONSISTS of ~~moneys~~ MONEY transferred pursuant to section 39-29-109  
10 (2)(a)(III) ~~C.R.S.~~, and any other ~~moneys~~ MONEY transferred to the fund  
11 by the general assembly. The MONEY IN THE fund ~~shall~~ MAY be used only  
12 for grants made pursuant to this section AND AS A STATE MATCH  
13 REQUIRED BY THE FEDERAL "INFRASTRUCTURE INVESTMENT AND JOBS  
14 ACT", PUB.L. 117-58, FOR WATER POLLUTION CONTROL OR DRINKING  
15 WATER PROJECTS AUTHORIZED PURSUANT TO SECTION 37-95-107.6 OR  
16 37-95-107.8.

17 (II) All income derived from the deposit and investment of the  
18 ~~moneys~~ MONEY in the fund shall be credited to the fund. At the end of  
19 each fiscal year, all unexpended and unencumbered ~~moneys~~ MONEY in the  
20 fund shall remain in the fund and shall not revert to the general fund or  
21 to any other fund.

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.