<table>
<thead>
<tr>
<th><strong>HB18-1008</strong></th>
<th><strong>Mussel-free Colorado Act</strong></th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Position:</strong></td>
<td>Support</td>
</tr>
<tr>
<td><strong>Short Title:</strong></td>
<td>Mussel-free Colorado Act</td>
</tr>
<tr>
<td><strong>Sponsors:</strong></td>
<td>D. Esgar</td>
</tr>
<tr>
<td><strong>Summary:</strong></td>
<td>Creates an aquatic nuisance species stamp required for all motor boats and sail boats using Colorado waters. An annual stamp purchase will cost $25 for in-state and $50 for out-of-state boat owners. Stamp purchase is not required of any craft that is not currently subject to registration.</td>
</tr>
<tr>
<td><strong>Status:</strong></td>
<td>1/22/2018 House Committee on Agriculture, Livestock, &amp; Natural Resources Refer Amended to Finance</td>
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<thead>
<tr>
<th><strong>HB18-1053</strong></th>
<th><strong>Reclaimed Water Use For Marijuana Cultivation</strong></th>
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<tbody>
<tr>
<td><strong>Position:</strong></td>
<td>Support</td>
</tr>
<tr>
<td><strong>Short Title:</strong></td>
<td>Reclaimed Water Use For Marijuana Cultivation</td>
</tr>
<tr>
<td><strong>Sponsors:</strong></td>
<td>J. Arndt</td>
</tr>
<tr>
<td><strong>Summary:</strong></td>
<td>Bill codifies currently promulgated rules for allowable uses of reclaimed domestic wastewater, specifically adding marijuana cultivation as an allowable use. This bill encourages full use (to extinction) of existing transmountain diverted water consistent with the Districts Transmountain Diversion policy.</td>
</tr>
<tr>
<td><strong>Status:</strong></td>
<td>1/10/2018 Introduced In House - Assigned to Agriculture, Livestock, &amp; Natural Resources</td>
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<thead>
<tr>
<th><strong>HB18-1069</strong></th>
<th><strong>Reclaimed Water Use For Toilet Flushing</strong></th>
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<tbody>
<tr>
<td><strong>Position:</strong></td>
<td>Support</td>
</tr>
<tr>
<td><strong>Short Title:</strong></td>
<td>Reclaimed Water Use For Toilet Flushing</td>
</tr>
<tr>
<td><strong>Sponsors:</strong></td>
<td>J. Arndt</td>
</tr>
<tr>
<td><strong>Summary:</strong></td>
<td>Bill codifies existing rules promulgated by the Water Quality Control Commission for allowable uses of reclaimed wastewater, adding toilet and urinal flushing in multifamily structures as allowable uses. This bill encourages full use (to extinction) of existing transmountain diverted water consistent with the Districts Transmountain Diversion policy.</td>
</tr>
<tr>
<td><strong>Status:</strong></td>
<td>1/10/2018 Introduced In House - Assigned to Agriculture, Livestock, &amp; Natural Resources</td>
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<tr>
<td>Bill Number</td>
<td>Title</td>
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</tr>
<tr>
<td><strong>HB18-1073</strong></td>
<td>Water District Ability Contract Water Assets</td>
</tr>
<tr>
<td><strong>HB18-1093</strong></td>
<td>Reclaimed Water Use For Edible Crops</td>
</tr>
<tr>
<td><strong>SB18-019</strong></td>
<td>Expanded Duration For Colorado Water Resources And Power Development Authority Revolving Loans</td>
</tr>
</tbody>
</table>
### SB18-038  Reclaimed Water Use On Industrial Hemp

**Position:** Support

**Short Title:** Reclaimed Water Use On Industrial Hemp

**Sponsors:** D. Coram | K. Donovan / Y. Willett | D. Esgar

**Summary:** Bill codifies rules promulgated by the WQCC related to the allowable uses of reclaimed domestic wastewater and expands allowable uses to include the irrigation of industrial hemp. It has similar provisions to the two related House bills directing the WQCC to promulgate related rules consistent with the legislation. This bill encourages full use (to extinction) of existing transmountain diverted water consistent with the Districts Transmountain Diversion policy.

**Status:** 1/18/2018 Senate Committee on Agriculture, Natural Resources, & Energy Refer Amended to Appropriations

### SB18-039  Continue The Wildfire Matters Review Committee

**Position:** Support

**Short Title:** Continue The Wildfire Matters Review Committee

**Sponsors:** J. Cooke | M. Jones / T. Exum | D. Thurlow

**Summary:** The Wildfire Matters Review Committee is currently scheduled to repeal on July 1, 2018. This bill defers the repeal date to September 1, 2025. This Interim Water Committee has successfully served to enhance and legislatively support the nexus between sustainable water supplies and healthy forests.

**Status:** 1/18/2018 Senate Committee on Agriculture, Natural Resources, & Energy Refer Unamended to Appropriations

### SB18-041  Authorize Water Use Incidental Sand And Gravel Mines

**Position:** Support

**Short Title:** Authorize Water Use Incidental Sand And Gravel Mines

**Sponsors:** R. Baumgardner | D. Coram / J. Arndt | L. Saine

**Summary:** This bill requires designated groundwater replacement plans or substitute supply plans to authorize and include incidental water uses, including dust suppression, reclamation and impacts of mining and dewatering. The State Engineer reports that most of these new uses are currently allowed in existing water plans.

**Status:** 1/26/2018 Introduced In House - Assigned to Agriculture, Livestock, & Natural Resources
<table>
<thead>
<tr>
<th><strong>SJM18-001</strong></th>
<th>Memorialize Congress To Fund Wildfire Response</th>
</tr>
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<tbody>
<tr>
<td><strong>Position:</strong></td>
<td>Support</td>
</tr>
<tr>
<td><strong>Short Title:</strong></td>
<td>Memorialize Congress To Fund Wildfire Response</td>
</tr>
<tr>
<td><strong>Sponsors:</strong></td>
<td>R. Baumgardner</td>
</tr>
<tr>
<td><strong>Summary:</strong></td>
<td>This memorial (Senate version of a resolution to Congress) urges the U.S. Congress to protect federal land management agencies to mitigate the risk of catastrophic wildfires by funding fire response costs analogous to those for other natural disasters. This resolution is consistent with the Districts federal priority to end fire borrowing.</td>
</tr>
<tr>
<td><strong>Status:</strong></td>
<td>1/26/2018 Signed by the President of the Senate</td>
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<tr>
<th><strong>SJR18-003</strong></th>
<th>Water Projects Eligibility Lists</th>
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<tbody>
<tr>
<td><strong>Position:</strong></td>
<td>Support</td>
</tr>
<tr>
<td><strong>Short Title:</strong></td>
<td>Water Projects Eligibility Lists</td>
</tr>
<tr>
<td><strong>Sponsors:</strong></td>
<td>R. Baumgardner / J. Arndt</td>
</tr>
<tr>
<td><strong>Summary:</strong></td>
<td>This is the annual projects approval list for the revolving loan funds administered by the Water &amp; Power Development Authority. The list includes projects eligible and recommended for loans under the Safe Drinking and Clean Water Acts. The River District has always supported this resolution, though no significant effort is necessary to ensure its passage.</td>
</tr>
<tr>
<td><strong>Status:</strong></td>
<td>1/29/2018 House Third Reading Passed - No Amendments</td>
</tr>
<tr>
<td>Bill #</td>
<td>Position</td>
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<td>-------------</td>
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<tr>
<td>HB18-1053</td>
<td>Support</td>
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<tr>
<td>HB18-1069</td>
<td>Support</td>
</tr>
<tr>
<td>HB18-1073</td>
<td>Recommend Monitor</td>
</tr>
<tr>
<td>HB18-1093</td>
<td>Recommend Support</td>
</tr>
<tr>
<td>SB18-019</td>
<td>Support</td>
</tr>
<tr>
<td>SB18-038</td>
<td>Support</td>
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<tr>
<td>SB18-041</td>
<td>Support</td>
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<tr>
<td>SJM18-001</td>
<td>Support</td>
</tr>
<tr>
<td>SJR18-003</td>
<td>Support</td>
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</table>

Colorado River District
January 29, 2018
A BILL FOR AN ACT

CONCERNING WATER DISTRICTS' ABILITY TO ENTER INTO CONTRACTS REGARDING THEIR WATER-RELATED ASSETS.

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 authorizes water districts, including water activity enterprises, to enter into contracts for water and the capacity in works and allows the contracts to be based on municipalities' authority to contract for water and sewer facilities. It also specifies that water conservancy districts' contracts can be for municipal and industrial use by the recipient of the water.
Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. In Colorado Revised Statutes, amend 37-45-131 as follows:

37-45-131. Sale of water by contract. The board may sell, lease, or otherwise dispose of the use of water or capacity in works by term contracts or by contracts for the perpetual use of such the water or works to public corporations, districts, as that term is defined in section 37-45.1-102 (1), utilities, persons, mutual ditch companies, water users' associations, and other private corporations for irrigation, domestic, municipal, industrial, or commercial use as shall be provided by contracts, in writing, authorized and entered into by the board. and The board shall require that security be given to secure the payments to be made under such the contracts, which security may include the security specified in section 37-45-132 or such other security as the board determines to be appropriate. The contracts may include the contractual provisions specified in section 31-35-402 (1)(h) as determined by the board.

SECTION 2. In Colorado Revised Statutes, 37-45.1-106, add (4) as follows:

37-45.1-106. Contracts. (4) A district or its water activity enterprise may contract with any other district or a water activity enterprise of another district for the use of water or a water project or facility, which contract may contain provisions specified in section 31-35-402 (1)(h) as determined by the district or water activity enterprise.

SECTION 3. Act subject to petition - effective date -
applicability. (1) This act takes effect at 12:01 a.m. on the day following
the expiration of the ninety-day period after final adjournment of the
general assembly (August 8, 2018, if adjournment sine die is on May 9,
2018); except that, if a referendum petition is filed pursuant to section 1
(3) of article V of the state constitution against this act or an item, section,
or part of this act within such period, then the act, item, section, or part
will not take effect unless approved by the people at the general election
to be held in November 2018 and, in such case, will take effect on the
date of the official declaration of the vote thereon by the governor.

(2) This act applies to conduct occurring on or after the applicable
effective date of this act.
INTRODUCED

LLS NO. 18-0654.01 Jennifer Berman x3286

HOUSE BILL 18-1093

HOUSExE SPONSORSHIP
Arndt, Thurlow, Bridges

SENATE SPONSORSHIP
Coram, Guzman

House Committees
Agriculture, Livestock, & Natural Resources

Senate Committees

A BILL FOR AN ACT

CONCERNING THE ALLOWABLE USES OF RECLAIMED DOMESTIC
WASTEWATER, AND, IN CONNECTION TEREWITH, ALLOWING
RECLAIMED DOMESTIC WASTEWATER TO BE USED FOR FOOD
CROPS.

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 codifies rules promulgated by the water quality control commission (commission) of the Colorado department of public health and environment concerning allowable uses of reclaimed domestic
wastewater, which is wastewater that has been treated for subsequent reuses other than drinking water.

Section 3 of the bill defines 3 categories of water quality standards for reclaimed domestic wastewater, sets forth the allowable uses for each water quality standard category, and adds food crop irrigation as an allowable use for reclaimed domestic wastewater. Section 3 also authorizes the commission to establish new categories of water quality standards and to recategorize any use of reclaimed domestic wastewater to a less stringent category of water quality standard. Section 3 also authorizes the division of administration in the department of public health and environment to grant variances for uses of reclaimed domestic wastewater.

Sections 1, 2, and 4 make conforming amendments.

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

SECTION 1. In Colorado Revised Statutes, 25-8-103, amend
(17.5) as follows:

25-8-103. Definitions. As used in this article 8, unless the context otherwise requires:

(17.5) "Reclaimed domestic wastewater" means wastewater that has received treatment IN ACCORDANCE WITH SECTION 25-8-205.7 AND that enables the wastewater to meet the requirements, prohibitions, standards, and concentration limitations adopted by the commission for subsequent reuses other than drinking.

SECTION 2. In Colorado Revised Statutes, 25-8-205, amend
(1)(f) as follows:

25-8-205. Control regulations. (1) The commission may promulgate control regulations for the following purposes:

(f) IN ACCORDANCE WITH SECTION 25-8-205.7, to describe requirements, prohibitions, standards, and concentration limitations on the reuse of reclaimed domestic wastewater for purposes other than drinking that will protect public health and encourage the reuse of reclaimed
domestic wastewater;

SECTION 3. In Colorado Revised Statutes, add 25-8-205.7 as follows:

25-8-205.7. Control regulations for reuse of reclaimed domestic wastewater - definitions - rules. (1) As used in this section, unless the context otherwise requires:

(a) "Category 1 standard" means a water quality standard for reclaimed domestic wastewater:
   (I) Requiring, at a minimum, that the water has received secondary treatment with disinfection; and
   (II) For which, at the point of compliance, the water meets the E. coli and total suspended solids standards promulgated by the commission for Category 1 water.

(b) "Category 2 standard" means a water quality standard for reclaimed domestic wastewater:
   (I) Requiring, at a minimum, that the water has received secondary treatment with filtration and disinfection; and
   (II) For which, at the point of compliance, the water meets the E. coli and turbidity standards promulgated by the commission for Category 2 water.

(c) "Category 3 standard" means a water quality standard for reclaimed domestic wastewater:
   (I) Requiring, at a minimum, that the water has received secondary treatment with filtration and disinfection; and
   (II) For which, at the point of compliance, the water meets the E. coli and turbidity standards promulgated by the commission for Category 3 water.
(d) "E. coli" means the Escherichia coli bacteria that are found in the environment, foods, and the intestines of people and animals.

(e) (I) "Food crop" means a crop produced for direct human consumption or a tree that produces nuts or fruit intended for direct human consumption.

(II) "Food crop" does not include a crop produced for animal consumption only; except that a crop produced where lactating dairy animals forage is a food crop.

(f) "Point of compliance" means a point, as identified by the person that treats the water, in the reclaimed domestic wastewater treatment process or the reclaimed domestic wastewater transportation process, that occurs after all treatment has been completed but before dilution and blending of the water has occurred.

(2) Reclaimed domestic wastewater may be used as follows:

(a) In compliance with the category 1 standard, for:

(I) Evaporative industrial processes;

(II) Nonevaporative industrial processes;

(III) Nondischarging construction and road maintenance;

(IV) Landscape irrigation at sites with restricted access;

(V) Zoo operations;

(VI) Nonfood crops; and

(VII) Silviculture;

(b) In compliance with the category 2 standard, for:

(I) All of the uses for which reclaimed domestic
WASTEWATER MAY BE USED IN COMPLIANCE WITH THE CATEGORY 1 STANDARD;

   (II) WASHWATER APPLICATIONS;

   (III) LANDSCAPE IRRIGATION AT SITES WITHOUT RESTRICTED ACCESS;

   (IV) COMMERCIAL LAUNDRIES;

   (V) AUTOMATED VEHICLE WASHING;

   (VI) MANUAL, NONPUBLIC VEHICLE WASHING;

   (VII) NONRESIDENTIAL FIRE PROTECTION; AND

   (VIII) IF USED IN ACCORDANCE WITH SUBSECTION (3) OF THIS SECTION, IRRIGATION OF FOOD CROPS;

   (c) IN COMPLIANCE WITH THE CATEGORY 3 STANDARD, FOR:

   (I) ALL OF THE USES FOR WHICH RECLAIMED DOMESTIC WASTEWATER MAY BE USED IN COMPLIANCE WITH THE CATEGORY 1 STANDARD AND THE CATEGORY 2 STANDARD;

   (II) LANDSCAPE IRRIGATION AT SITES THAT ARE CONTROLLED BY RESIDENTS; AND

   (III) RESIDENTIAL FIRE PROTECTION.

   (3) IN ADDITION TO COMPLYING WITH THE CATEGORY 2 STANDARD PURSUANT TO SUBSECTION (2)(b)(VIII) OF THIS SECTION AND REGARDLESS OF WHETHER THE USE IS FOR FOOD CROPS PRODUCED FOR COMMERCIAL USE OR NONCOMMERCIAL USE, RECLAIMED DOMESTIC WASTEWATER MAY BE USED FOR IRRIGATION OF FOOD CROPS ONLY IF THE USE MEETS THE WATER QUALITY STANDARDS FOR COMMERCIAL CROPS SET FORTH IN THE FEDERAL "FDA FOOD SAFETY MODERNIZATION ACT", PUB.L. 111-353, AS AMENDED. IN PROMULGATING RULES FOR THE CATEGORY 2 STANDARD AT THE POINT OF COMPLIANCE FOR USE OF RECLAIMED DOMESTIC
WASTEWATER FOR IRRIGATION OF FOOD CROPS, THE COMMISSION SHALL NOT PROMULGATE ANY RULE THAT IS MORE STRINGENT THAN THE RELEVANT STANDARDS SET FORTH IN THE FEDERAL "FDA FOOD SAFETY MODERNIZATION ACT", PUB.L. 111-353, AS AMENDED.

(4) (a) ON OR BEFORE DECEMBER 31, 2019, THE COMMISSION SHALL PROMULGATE RULES IN ACCORDANCE WITH THIS SECTION.

(b) IN PROMULGATING RULES IN ACCORDANCE WITH THIS SECTION, THE COMMISSION:

(I) MAY CREATE NEW CATEGORIES OF WATER QUALITY STANDARDS BEYOND THE THREE CATEGORIES SET FORTH IN THIS SECTION; AND

(II) MAY RECATEGORYIZE ANY OF THE USES SET FORTH IN SUBSECTION (2) OF THIS SECTION TO A LESS STRINGENT CATEGORY OF WATER QUALITY STANDARD.

(c) THE COMMISSION, BY RULE, MAY AUTHORIZE ADDITIONAL USES OF RECLAIMED DOMESTIC WASTEWATER FOR ANY OF THE CATEGORIES OF WATER QUALITY STANDARDS SET FORTH IN SUBSECTION (2) OF THIS SECTION OR MAY CREATE A NEW CATEGORY OF WATER QUALITY STANDARD FOR ONE OR MORE ADDITIONAL USES OF RECLAIMED DOMESTIC WASTEWATER.

(5) THE DIVISION MAY GRANT A USER OF RECLAIMED DOMESTIC WASTEWATER A VARIANCE FROM THE WATER QUALITY STANDARDS SET FORTH IN SUBSECTION (2) OF THIS SECTION OR ESTABLISHED BY RULE BY THE COMMISSION PURSUANT TO SUBSECTION (4) OF THIS SECTION IF THE USER DEMONSTRATES TO THE DIVISION'S SATISFACTION THAT THE PROPOSED USAGE OF RECLAIMED DOMESTIC WASTEWATER WILL SUFFICIENTLY PROTECT PUBLIC HEALTH AND THE ENVIRONMENT.
SECTION 4. In Colorado Revised Statutes, 25-8-308, amend (1)
introductory portion and (1)(h) as follows:

25-8-308. Additional authority and duties of division - penalties. (1) In addition to the authority specified elsewhere in this article ARTICLE 8, the division has the power to:

(h) Implement a program, in accordance with SECTION 25-8-205.7 AND rules and orders of the commission, for the reuse of reclaimed domestic wastewater for purposes other than drinking.

SECTION 5. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 8, 2018, if adjournment sine die is on May 9, 2018); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2018 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.