

**SECTION 1
GENERAL INFORMATION**

1.1 Introduction

The South Platte and Metro Roundtables, in collaboration with the Colorado Water Conservation Board and the Division of Water Resources, request proposals from qualified consulting engineering firms for a South Platte Storage Study (study).

The study is being initiated as a result of House Bill 16-1256 titled "South Platte Storage Study". The enabling legislation along with additional information on the South Platte Basin including the South Platte Basin Implementation Plan, the state of Colorado's Water Supply Planning Process, and Colorado's Water Plan can be found at:

<https://www.colorado.gov/cowaterplan>

1.2 Information for Respondents

The Scope of Work for the Request for Proposal (RFP) describes the services required by the Colorado Water Conservation Board, the Colorado Division of Water Resources, the South Platte Basin Roundtable and the Metro Roundtable for the HB 16-1256 South Platte Storage Study. Copies of this RFP may be obtained as follows:

By E-mail

Attention: Mr. Joe Frank and Mrs. Barbara Biggs

Subject Line: RFP 1256-2016 South Platte Storage Study

jmfrank@lspwcd.org

biggsbj@cdmsmith.com

Proposals shall be submitted as instructed in the Proposal Submittals Section of the RFP, and will be accepted until **12:00 noon, October 6, 2016**.

1.3 Request for Clarification

Requests for clarification concerning the RFP shall be submitted in writing and must be received by 5:00 P.M. on September 28, 2016. Requests submitted via phone will not be accepted. Responses to requests for clarification will be done in writing, for the benefit of all prospective respondents, in the form of a supplement and without identification of the source of any inquiry. Please note that this study is being funded by the Colorado Water Conservation Board (CWCB) with money from the Water Supply Reserve Fund; therefore the CWCB will review the Water Supply Reserve Fund application for this study at its September 20th -22nd board meeting. Continuation of this RFP process is subject to the CWCB's approval at this meeting. While not anticipated, should any changes be made to the scope of work during the September CWCB meeting, an addendum will be sent out immediately following the CWCB meeting. All requests for clarification shall be directed to:

By E-mail

Attention: Mr. Joe Frank and Mrs. Barbara Biggs

Subject Line: RFP 1256-2016 South Platte Storage Study

jmfrank@lspwcd.org

biggsbj@cdmsmith.com

**SECTION 2
PROPOSAL INSTRUCTIONS**

2.1 Proposal Submittals

Proposal submittals shall be clear, accurate, and comprehensive. Submittals shall be a maximum of 15 pages (8 ½ X 11), exclusive of the title page, index and/or table of contents, front and back covers, section dividers, references, resumes, estimated budget, and fee schedule. Sections 1, 2 and 3 of the submittal (listed below) shall constitute no more than 5 pages of the submittal. Consultant can include 11x17 tri-fold pages, each one counting as two pages of the 15 page limit. Minimum font size shall be 12 point. Excessive or irrelevant material will not be favorably received.

Submittals shall be organized and numbered in the order presented below.

- Section 1 Firm History and Background.** Include a brief history of the company and provide any background information that may be relevant to the South Platte Storage Study efforts. If your company has provided services in the South Platte Basin or Metro area, highlight this experience in the proposal and provide the appropriate details of the projects in Section 3.
- Section 2 Project Team Qualifications.** List all key personnel and their role in the project. Provide resumes as an appendix. If sub-consultants are included, identify prior experience working with them as a team and summarize their qualifications.
- Section 3 Related Work Experience and Special Expertise.** Provide a detailed description of related work experience and any special expertise offered by the company that could aid in completing the study. Include relevant project description, client references, consultant’s personnel involved and tasks performed.
- Section 4 Proposed Project Approach.** Using the attached Scope of Work as a guide, include a description of the company’s proposed approach to complete the project within the available budget of \$200,000. Include an outline of the study, the proposed methodology for each section, interim and final deliverables, and a strategy to coordinate this effort with the South Platte Basin BIP and the Colorado Water Plan. Include all relevant project approach information from conceptual level through final presentation.
- Section 5 Estimated Schedule.** Based on the company’s proposed approach and coordination with related efforts, provide an estimated schedule to complete the study.
- Section 6 Fee Schedule.** The Respondent shall submit a proposed fee schedule. Respondent’s fee schedule shall contain an hourly billing rate for all job classifications and shall identify all items for which a client may be billed in the normal course of a project, as well as any mark-ups on sub-consultants. Any other charges incurred during the normal course of a project should be identified along with the terms for reimbursement/cost recovery. The fee schedule shall be valid through the end of the project.

Ten (10) hard copies and one digital copy of the submittal shall be enclosed in a sealed package, and the package marked “proposal” and addressed as directed below. Each package shall be legibly marked in the upper left-hand corner with the name and address of the Respondent.

Submittals will be accepted until **12:00 noon, October 6, 2016**. Submittals received after this time and date will not be accepted and will be returned unopened.

Submittals shall be sent to the following address (faxes and e-mails not accepted):

By mail or in person:
Lower South Platte Water Conservancy District
100 Broadway Plaza, Suite 12
Sterling, CO 80751
Attention: Mr. Joe Frank, General Manager
Re: RFP 1256-2016 South Platte Storage Study

The Colorado Water Conservation Board, the Colorado Division of Water Resources, and the South Platte and Metro Roundtables reserve the right to reject any or all proposals, including without limitation the rights to reject any or all non-conforming, non-responsive, unbalanced or conditional proposals and to reject the proposal of any consultant if the Roundtables believe that it would not be in their best interest to make an award to that consultant, whether because the proposal is not responsive or the consultant is unqualified or of doubtful financial ability or fails to meet any other pertinent standard or criteria established by the Roundtables.

SECTION 3 SELECTION PROCESS

3.1 Proposal Evaluation

To receive consideration, all responses must be received before the closing time specified in the proposal instructions portion of the RFP. Proposal evaluations will occur following the schedule in 3.2 below.

The following factors will be used for the evaluation and selection of the Consultant. The order of the listed criteria is not indicative of their priority, weighting or importance.

A. Team Qualifications

- a. Respondent's team personnel experience, track record and specific roles in carrying out similar projects awarded in the past 10 years.
- b. Description of qualifications, training experience, education and licenses of the key personnel who will be assigned to the study.
- c. Respondent's organizational matrix specific to this project.

B. Project Approach and Methodology

- a. Respondent's proposed approach to the attached Scope of Work.
- b. The completeness and competence that the Respondent gives in addressing the Scope of Work section and demonstrating their ability to accurately complete the project.
- c. Discussion of constraints, problems and issues that should be anticipated during the performance of services and suggested approaches to resolving these problems.
- d. Project sequence illustrating specific tasks including participation of provided personnel.

- e. Proposed approach to coordinate this study with the South Platte Basin Implementation Plan and Colorado's Water Plan.

C. Project Management Approach

- a. Project Management approach to developing objectives and design criteria to meet both short-term and long-term objectives.
- b. Discussion on cost control, schedule control, and quality control procedures to ensure that the project objectives are met.
- c. Approach to preparing reports and presentations to the Colorado Water Conservation Board, the Colorado Division of Water Resources, the South Platte Basin Roundtable, the Metro Roundtable and the Colorado General Assembly.

D. Value

- a. Fee schedule. Selection will not be based on lowest cost, rather cost in relation to qualifications and approach will be taken into account to ensure the best value is obtained.

3.2 Selection Process

Proposals will be reviewed and a shortlist of qualified respondents will be developed. Short-listed respondents will be selected based upon an evaluation of their qualifications, proposed approach, and value as determined by the selection team.

Each respondent selected for the shortlist may be required to give a presentation to the selection team outlining at a minimum their qualifications, the organizational structure specific to this project, proposed project approach, coordination approach, cost control measures, and scheduling methods. If the selection team opts to hear presentations, such presentations will be limited to 30-minutes followed by a 30-minute question and answer period. Presentations are to be in PowerPoint format.

A final selection will be made either after review of written proposals or, if needed after short-listed consultant presentations. This means that final selections may be based on written proposals only or a combination of written proposals and presentations.

After a Consultant is selected, contract award will be contingent upon successful negotiation and formal approval of a final Scope of Work. If the Colorado Water Conservation Board and the South Platte and Metro Roundtables cannot reach an acceptable agreement with the top ranked Consultant, they may negotiate and contract with the second ranked Consultant.

The selection schedule is:

- Release RFP – 9/08/16
- Request for Clarification – 9/28/16
- Written Submittals – 10/6/16
- Selection Team Review Written Submittals – week of 10/10 or 10/17
- Short-Listed Presentations/Interviews (if needed) – week of 10/24 or 10/31
- Anticipated Notice to Proceed – November 2016

Attachment
SCOPE OF WORK

HB16-1256

South Platte Storage Study

Scope of Work

Introduction and Background: HB16-1256, signed into law by the Governor on June 9th, 2016, authorizes the Colorado Water Conservation Board (CWCB), in collaboration with the State Engineer (SEO), and the South Platte Basin and Metro Roundtables, to conduct a study to identify multi-purpose water storage possibilities along the South Platte River Basin. These water storage possibilities will include new reservoir sites, the enlargement/rehabilitation of existing sites, or alternative storage mechanisms (e.g., underground storage).

Colorado's Water Plan identifies increased water storage as an important goal and sets forth an objective to attain an additional 400,000 acre-feet of water storage by 2050 in Colorado. This storage study will be an important first step in increasing water storage in the South Platte River Basin. The study will be performed by a Contractor selected through a competitive process directed by a committee including representatives from the South Platte and Metro Roundtables, CWCB, and SEO.

Study Objectives:

The primary objective of this study is to investigate multiple possible sites in the Lower South Platte Basin for constructing a new reservoir, enlarging an existing reservoir, or for implementing an alternative storage mechanism. Each of these identified sites will include the following analysis as per HB16-1256:

- 1) An estimate of the volume of water that could have been stored annually (only including measured flow in the South Platte River existing at the time of the study, this does not include any future or newly created transmountain diversions).
- 2) A preliminary estimate of the cost for obtaining the permits and acquiring the property or easements for either construction of a new reservoir, enlargement or rehabilitation of an existing reservoir, or implementing an alternative storage mechanism.
- 3) A cost-benefit analysis for constructing a reservoir or implementing an alternative storage mechanism including environmental, financial, and legal constraints.

In conducting these investigations, the Contractor will take into account existing absolute and conditional water rights and interstate agreements, e.g., the interstate compact with Nebraska, and the Platte River Cooperative Agreement with Nebraska and Wyoming for the endangered species recovery program on the Platte River.

WORK TASKS: The work tasks associated with the study are outlined below. A recommendation regarding the amount of study funds that should be allocated to each study task is also provided as a guideline.

Task 1: Literature Review of Storage Options (~10 % of project funds)

Review and evaluate previously developed and currently available studies related to the construction or enlargement of on-channel, off-channel, and underground water storage for the mainstem and tributaries of the South Platte River Basin. To the extent possible, this literature review should include a description of limits placed on different types and locations of storage by the South Platte River Compact, the Platte River Recovery Implementation Program, and other applicable laws and agreements.

Based on this literature review, identify and summarize water storage possibilities in the basin. This literature review and summary will cover the entire South Platte River Basin.

Task 2: Water Demands (~5 % of project funds)

Subtask 2.1: Review existing information and summarize the amount, type of use, geographic location, and temporal distribution (dry year demand vs full time demand) of water demands. To the extent possible information regarding water demands from the Statewide Water Supply Initiative (SWSI) should be used.

Subtask 2.2: Review existing information and summarize the water quality requirements associated with the identified demands. It is anticipated that total dissolved solids may be used as a general indicator of water quality requirements.

Task 3: Historical Flow Analysis (~10 % of project funds)

As per the legislation, the main objectives of this task are twofold:

- 1) To evaluate the amount of water delivered in each of the previous twenty years to Nebraska in excess of the amount required by the South Platte River Compact.
- 2) To evaluate the amount of water that could have otherwise been stored through construction of a reservoir or other storage mechanism in the Lower South Platte River Basin.

The South Platte Roundtable has completed a daily assessment of historical water availability at all important locations along the South Platte River. This point flow assessment was completed for a 14-year period extending from the 2000 water year through the 2013 water year. This prior assessment quantified the amount of water delivered to Nebraska in each year of the study period that was in excess of the amount required to be delivered by the South Platte River Compact. The prior evaluation also estimated on a regional basis the amount of legally available water that could have otherwise been stored through construction of new reservoirs, enlargement or rehabilitation of existing reservoirs, or other storage mechanisms in the Lower South Platte River Basin.

This work task will extend the South Platte Roundtable water availability assessment to a 20-year period extending from 1996 through 2015. The task will utilize the same point flow techniques used in the South Platte water availability study, and will quantify daily native South Platte River water availability for the 1996 through 1999, 2014, and 2015 water years. The analysis will be based upon data available from Colorado's Decision Support Systems (CDSS) and from HydroBase. This estimate should include only flows that could have been stored in a practical manner. For example, the magnitude and severity of the flows in the September 2013 flood event washed out many diversion structures on the river, making it impossible to divert into storage vessels in those areas.

Task 4: Storage Site Analysis (~65 % of project funds)

Evaluate possible sites in the Lower South Platte Basin, from Greeley to Julesburg, for constructing a new reservoir, enlarging an existing reservoir, or for implementing an alternative storage mechanism, including aquifer recharge. For each site identified, perform the following subtasks:

Subtask 4.1: Map and describe the size and extent of potential facilities, and indicate whether lands are publicly or privately owned.

Subtask 4.2: Estimate the volume of legally available native South Platte water that could have been stored at each site for each year of the study period.

Subtask 4.3: Evaluate at a qualitative level, the location, type and magnitude of water demands that may be reasonably supplied by each storage site. Describe the operation of the reservoir and related facilities in supplying these demands.

Subtask 4.4: Review and assess permitting issues associated with each storage option. It is anticipated that a reconnaissance level fatal-flaw type permitting review would be completed, and permitting issues associated with each storage option would be compared in tabular or matrix format.

Subtask 4.5: Provide a preliminary cost estimate, including the estimated costs of obtaining the necessary permits and acquiring property.

Perform a cost-benefit analysis for each site, including consideration of potential environmental, financial, and legal constraints, and water quality issues, as well as potential benefits, including the following:

- a) Addressing Colorado's predicted future water supply gaps
- b) Providing storage water rights that allow for aquifer recharge
- c) Reducing present and future needs to import water from one basin to another water basin through a transbasin diversion
- d) Reducing reliance on the practice of buying agricultural water and drying up the agricultural land served by the water
- e) Providing the ability to use alternative agricultural transfer methods in conjunction with water storage
- f) Enhancing exchange potential

- g) Recreational benefits
- h) Flood control
- i) Improving instream flow
- j) Improving water compact compliance
- k) Enhancing compliance with endangered species habitat regulations
- l) Enhancing migratory bird habitats
- m) Improving wildlife habitats
- n) Increased municipal, industrial, environmental, and agricultural water supply
- o) Increased agricultural production
- p) Any other benefit

Task 5: Final Report (~10 % of project funds)

Provide a draft report on the study to the Roundtable and State representatives by November 30, 2017. The report should include at a minimum a summary of the analyses, the results, a relative ranking of potential sites, and recommendations for next steps. After review, incorporate any comments and submit the final report to CWCB by December 28, 2017.

Schedule

Submit a schedule for the study by task. As per the statute, the study must be completed by October 31, 2017. The final report is due to the Senate and House Ag Committees by December 31, 2017.

Cost

Submit a table summarizing costs by task and subtask. Costs may not exceed \$200,000.

Attachment
HB 16-1256 Bill Language

NOTE: This bill has been prepared for the signatures of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.



HOUSE BILL 16-1256

BY REPRESENTATIVE(S) Brown, Humphrey, Priola, Roupe, Nordberg, Windholz, Everett, Lundeen, Klingenschmitt, Thurlow, Wist, Sias, Dore, DelGrosso, Leonard, Willett, Van Winkle, Wilson, Rankin, Arndt, Becker J., Conti, Coram, Landgraf, Navarro, Saine, Singer, Vigil, Ginal, Lawrence, Lontine, Rosenthal, Ryden, Williams, Fields, Mitsch Bush; also SENATOR(S) Sonnenberg, Baumgardner, Cooke, Crowder, Garcia, Grantham, Hodge, Holbert, Jahn, Lundberg, Marble, Martinez Humenik, Neville T., Roberts, Scheffel, Scott, Tate, Todd, Woods.

CONCERNING A STUDY REGARDING THE CREATION OF ADDITIONAL WATER STORAGE IN THE SOUTH PLATTE RIVER BASIN, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

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

SECTION 1. In Colorado Revised Statutes, 37-60-115, **add** (11) as follows:

37-60-115. Water studies - rules - repeal. (11) **South Platte river storage study - report - repeal.** (a) **Legislative declaration.** (I) THE GENERAL ASSEMBLY HEREBY FINDS THAT:

(A) COLORADO'S WATER PLAN IDENTIFIES INCREASED WATER

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

STORAGE AS AN IMPORTANT GOAL AND SETS FORTH AN OBJECTIVE TO ATTAIN AN ADDITIONAL FOUR HUNDRED THOUSAND ACRE FEET OF WATER STORAGE IN COLORADO BY 2050; AND

(B) IN 2015, MORE THAN TWO MILLION ACRE FEET OF WATER THAT WERE DELIVERED TO NEBRASKA BY THE SOUTH PLATTE RIVER COULD HAVE BEEN STORED AND USED IN COLORADO.

(II) THE GENERAL ASSEMBLY FURTHER DETERMINES THAT WATER STORAGE PROVIDES NUMEROUS BENEFITS, INCLUDING:

(A) AN INCREASED ABILITY TO ADDRESS COLORADO'S PREDICTED FUTURE WATER SUPPLY-DEMAND GAP;

(B) PROVIDING STORAGE WATER RIGHTS THAT ALLOW FOR AQUIFER RECHARGE;

(C) REDUCING PRESENT AND FUTURE NEEDS TO IMPORT WATER FROM ONE WATER BASIN TO ANOTHER WATER BASIN THROUGH A TRANSBASIN DIVERSION;

(D) REDUCING RELIANCE ON THE PRACTICE OF BUYING AGRICULTURAL WATER AND DRYING UP THE AGRICULTURAL LAND SERVED BY THE WATER;

(E) RECREATIONAL BENEFITS;

(F) FLOOD CONTROL;

(G) IMPROVING INSTREAM FLOW;

(H) IMPROVING WATER COMPACT COMPLIANCE;

(I) ENHANCING COMPLIANCE WITH ENDANGERED SPECIES HABITAT REGULATIONS;

(J) ENHANCING MIGRATORY BIRD HABITATS;

(K) IMPROVING WILDLIFE HABITATS;

(L) INCREASED MUNICIPAL, INDUSTRIAL, ENVIRONMENTAL, AND AGRICULTURAL WATER SUPPLY; AND

(M) INCREASED AGRICULTURAL PRODUCTION.

(III) THEREFORE, THE GENERAL ASSEMBLY DECLARES THAT A STUDY SHOULD BE CONDUCTED TO IDENTIFY ALL WATER STORAGE POSSIBILITIES ALONG THE SOUTH PLATTE RIVER BASIN, INCLUDING THE CONSTRUCTION OF A RESERVOIR AND AQUIFER RECHARGE.

(b) IF THE SOUTH PLATTE BASIN AND METRO ROUNDTABLES FIRST APPROVE OF A WATER STORAGE STUDY PURSUANT TO GUIDELINES ESTABLISHED FOR GRANT AWARD DETERMINATIONS MADE IN ACCORDANCE WITH SECTION 39-29-109 (2) (c) (I), C.R.S., THE BOARD, IN COLLABORATION WITH THE STATE ENGINEER, THE SOUTH PLATTE BASIN ROUNDTABLE, AND THE METRO ROUNDTABLE, SHALL DEVELOP A SCOPE OF WORK TO CONDUCT OR COMMISSION A STORAGE STUDY OF THE SOUTH PLATTE RIVER BASIN THAT:

(I) EVALUATES THE AMOUNT OF WATER DELIVERED IN EACH OF THE PREVIOUS TWENTY YEARS TO NEBRASKA IN EXCESS OF THE AMOUNT REQUIRED TO BE DELIVERED BY THE SOUTH PLATTE RIVER COMPACT, ARTICLE 65 OF THIS TITLE;

(II) EVALUATES THE AMOUNT OF WATER THAT COULD HAVE OTHERWISE BEEN STORED THROUGH CONSTRUCTION OF A RESERVOIR OR OTHER STORAGE MECHANISM IN THE LOWER SOUTH PLATTE RIVER BASIN;

(III) REVIEWS AND EVALUATES ALL PREVIOUSLY DEVELOPED AND CURRENTLY AVAILABLE STORAGE STUDIES, INCLUDING THE COLORADO DECISION SUPPORT SYSTEM'S DATA AND MODEL RUNS, AND ANY OTHER APPLICABLE DATA AVAILABLE ON THE SOUTH PLATTE RIVER BASIN; AND

(IV) DEVELOPS A LIST OF POSSIBLE SITES ALONG THE MAIN STEM AND TRIBUTARIES OF THE SOUTH PLATTE RIVER BASIN, FROM GREELEY, COLORADO, TO JULESBURG, COLORADO:

(A) FOR CONSTRUCTING A NEW RESERVOIR;

(B) OF EXISTING RESERVOIR SITES THAT COULD BE ENLARGED; AND

(C) FOR IMPLEMENTING AN ALTERNATIVE STORAGE MECHANISM.

(c) FOR EACH POSSIBLE SITE IDENTIFIED PURSUANT TO SUBPARAGRAPH (IV) OF PARAGRAPH (b) OF THIS SUBSECTION (11), THE STUDY MUST INCLUDE:

(I) AN ESTIMATE OF THE VOLUME OF WATER THAT COULD HAVE BEEN STORED ANNUALLY; HOWEVER, THE ESTIMATE MUST INCLUDE ONLY MEASURED FLOW IN THE SOUTH PLATTE RIVER EXISTING AT THE TIME OF THE STUDY AND NOT ANY FUTURE, NEWLY CREATED TRANSMOUNTAIN DIVERSIONS FROM THE SOUTHWEST, GUNNISON, COLORADO, OR YAMPA BASINS;

(II) A PRELIMINARY ESTIMATE OF THE COST, INCLUDING THE ESTIMATED COSTS OF OBTAINING NECESSARY PERMITS AND ACQUIRING PROPERTY, FOR THE:

(A) CONSTRUCTION OF A NEW RESERVOIR AT THE SITE; OR

(B) REHABILITATION OF AN EXISTING RESERVOIR; AND

(III) A COST-BENEFIT ANALYSIS FOR CONSTRUCTING A RESERVOIR OR IMPLEMENTING AN ALTERNATIVE STORAGE MECHANISM, INCLUDING CONSIDERATION OF POTENTIAL ENVIRONMENTAL, FINANCIAL, AND LEGAL CONSTRAINTS AND POTENTIAL BENEFITS, INCLUDING:

(A) ADDRESSING COLORADO'S PREDICTED FUTURE WATER SUPPLY GAPS;

(B) PROVIDING STORAGE WATER RIGHTS THAT ALLOW FOR AQUIFER RECHARGE;

(C) REDUCING PRESENT AND FUTURE NEEDS TO IMPORT WATER FROM ONE WATER BASIN TO ANOTHER WATER BASIN THROUGH A TRANSBASIN DIVERSION;

(D) REDUCING RELIANCE ON THE PRACTICE OF BUYING AGRICULTURAL WATER AND DRYING UP THE AGRICULTURAL LAND SERVED BY THE WATER;

- (E) RECREATIONAL BENEFITS;
- (F) FLOOD CONTROL;
- (G) IMPROVING INSTREAM FLOW;
- (H) IMPROVING WATER COMPACT COMPLIANCE;
- (I) ENHANCING COMPLIANCE WITH ENDANGERED SPECIES HABITAT REGULATIONS;
- (J) ENHANCING MIGRATORY BIRD HABITATS;
- (K) IMPROVING WILDLIFE HABITATS;
- (L) INCREASED MUNICIPAL, INDUSTRIAL, ENVIRONMENTAL, AND AGRICULTURAL WATER SUPPLY;
- (M) INCREASED AGRICULTURAL PRODUCTION; AND
- (N) ANY OTHER BENEFIT.

(d) ON OR BEFORE SEPTEMBER 30, 2016, THE BOARD, PURSUANT TO THE PROCEDURES SET FORTH IN SECTION 39-29-109 (2) (c), C.R.S., SHALL DETERMINE WHETHER TO APPROVE OR DENY THE COMMISSION OF A WATER STORAGE STUDY PURSUANT TO THIS SUBSECTION (11).

(e) IF A STUDY IS AUTHORIZED PURSUANT TO PARAGRAPH (d) OF THIS SUBSECTION (11), THE BOARD, IN COLLABORATION WITH THE STATE ENGINEER, SHALL:

(I) COMPLETE A SCOPE OF WORK FOR THE STUDY AS EXPEDITIOUSLY AS PRACTICABLE, BUT NOT LATER THAN NOVEMBER 30, 2016;

(II) COMPLETE THE STUDY NO LATER THAN OCTOBER 31, 2017;

(III) ON OR BEFORE DECEMBER 31, 2017, PROVIDE A REPORT SUMMARIZING THE STUDY TO THE COMMITTEES OF REFERENCE IN THE HOUSE OF REPRESENTATIVES AND THE SENATE WITH JURISDICTION OVER NATURAL RESOURCES.

(f) IF A STUDY IS AUTHORIZED PURSUANT TO PARAGRAPH (d) OF THIS SUBSECTION (11), THE BOARD SHALL IMMEDIATELY NOTIFY THE STATE TREASURER OF THE AUTHORIZATION.

(g) THE BOARD MAY ACCEPT AND EXPEND GIFTS, GRANTS, AND DONATIONS FOR THE PURPOSES OF THIS SUBSECTION (11), BUT THE IMPLEMENTATION OF THIS SUBSECTION (11) IS NOT DEPENDENT ON THE RECEIPT OF GIFTS, GRANTS, AND DONATIONS. THE BOARD SHALL TRANSMIT ALL MONEY RECEIVED THROUGH GIFTS, GRANTS, OR DONATIONS TO THE STATE TREASURER, WHO SHALL CREDIT THEM TO THE COLORADO WATER CONSERVATION BOARD CONSTRUCTION FUND CREATED IN SECTION 37-60-121.

(h) THIS SUBSECTION (11) IS REPEALED, EFFECTIVE JULY 1, 2018.

SECTION 2. In Colorado Revised Statutes, 39-29-109, **amend** (2) introductory portion; and **add** (2) (c) (III) as follows:

39-29-109. Severance tax trust fund - created - administration - distribution of money - repeal. (2) State severance tax receipts shall be credited to the severance tax trust fund as provided in section 39-29-108. Except as otherwise set forth in section 39-29-109.5, all income derived from the deposit and investment of the ~~moneys~~ MONEY in the fund shall be credited to the fund. At the end of any fiscal year, all unexpended and unencumbered ~~moneys~~ MONEY in the fund ~~remain therein~~ REMAINS IN THE FUND and shall not be credited or transferred to the general fund or any other fund. All ~~moneys~~ MONEY in the fund ~~are~~ IS subject to appropriation by the general assembly for the following purposes:

(c) **The water supply reserve fund.** (III) IF THE BOARD NOTIFIES THE STATE TREASURER THAT A WATER STORAGE STUDY HAS BEEN AUTHORIZED PURSUANT TO SECTION 37-60-115 (11), C.R.S., ON OCTOBER 15, 2016, THE STATE TREASURER SHALL TRANSFER TWO HUNDRED ELEVEN THOUSAND ONE HUNDRED SIXTY-EIGHT DOLLARS FROM THE FUND TO THE COLORADO WATER CONSERVATION BOARD CONSTRUCTION FUND, CREATED IN SECTION 37-60-121 (1) (a), C.R.S., FOR USE BY THE COLORADO WATER CONSERVATION BOARD, CREATED IN SECTION 37-60-102, C.R.S., TO IMPLEMENT THE SOUTH PLATTE RIVER WATER STORAGE STUDY PURSUANT TO SECTION 37-60-115 (11), C.R.S.

SECTION 3. Appropriation. For the 2016-17 state fiscal year, \$211,168 is appropriated to the department of natural resources for use by the Colorado water conservation board. This appropriation is from the Colorado water conservation board construction fund created in section 37-60-121 (1) (a), C.R.S. The money appropriated by this section becomes available upon the transfer of funds pursuant to section 39-29-109 (2) (c) (III), C.R.S. The board may use this appropriation to implement this act. Any money appropriated in this section not expended prior to July 1, 2017, is further appropriated to the board for the 2017-18 state fiscal year for the same purpose.

SECTION 4. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Dickey Lee Hullinghorst
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Bill L. Cadman
PRESIDENT OF
THE SENATE

Marilyn Eddins
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

Effie Ameen
SECRETARY OF
THE SENATE

APPROVED _____

John W. Hickenlooper
GOVERNOR OF THE STATE OF COLORADO