

SB285_L.001

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Agriculture & Natural Resources.

SB23-285 be amended as follows:

- 1 Amend printed bill, page 6, line 12, strike "(I)".
- 2 Page 6, strike lines 17 through 25.
- 3 Page 11, line 9, strike "(4)" and substitute "(4); and **add (5)**".
- 4 Page 11, after line 21 insert:
 - 5 "(5) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE
 - 6 CONTRARY, GEOTHERMAL RESOURCES ASSOCIATED WITH NONTRIBUTARY
 - 7 GROUNDWATER SHALL NOT BE TRANSFERRED SEPARATELY FROM THE
 - 8 NONTRIBUTARY GROUNDWATER."
- 9 Page 12, lines 4 and 5, strike "THE OWNER OR OPERATOR OF THE WELL
- 10 SHALL OBTAIN AN OPERATIONS PERMIT" and substitute "AN OPERATIONS
- 11 PERMIT MUST BE OBTAINED".
- 12 Page 15, strike lines 5 and 6 and substitute "RESOURCES CONSISTENT WITH
- 13 THE REQUIREMENTS DESCRIBED IN SECTION 37-90-137."
- 14 Page 15, line 9, strike "IN ACCORDANCE WITH SECTION 37-90-137 (4)" and
- 15 substitute "CONSISTENT WITH THE REQUIREMENTS DESCRIBED IN SECTION
- 16 37-90-137".
- 17 Page 15, strike line 12 and substitute "DETERMINATION MUST RELY ON
- 18 THE DEFINITION OF NONTRIBUTARY GROUNDWATER PURSUANT TO SECTION
- 19 37-90-103 (10.5) AS DETERMINED BY:".
- 20 Page 16, strike lines 2 through 4 and substitute "~~obtained from the state~~
- 21 ~~engineer. This requirement shall not apply to~~ Nondiversionary utilization
- 22 methods DO NOT REQUIRE A USE PERMIT PURSUANT TO SUBSECTION (1) OF
- 23 THIS SECTION BUT ARE SUBJECT TO THE RULES ADOPTED PURSUANT TO
- 24 SECTION 37-90.5-106 (1)(a)(I) AND (1)(b)(I); however, ~~such exemption~~".
- 25 Page 16, line 10, strike "OPERATIONS." and substitute "OPERATIONS USING
- 26 ALLOCATED GEOTHERMAL RESOURCES."
- 27 Page 16, line 24, after "RESOURCE" insert "ASSOCIATED WITH TRIBUTARY
- 28 GROUNDWATER".
- 29 Strike "RIGHTS," on: **Page 14**, lines 5, 9, 17, and 24.

** *** ** *** **