

DATE 1.24.13  
HB 37

Amendments to House Bill No. 37  
1st Reading Copy

Requested by Representative Bill McChesney

For the House Natural Resources Committee

Prepared by Joe Kolman  
January 25, 2013 (8:15am)

1. Page 1, line 13.

**Following:** "85-2-407,"

**Strike:** "or"

**Following:** "85-2-408"

**Insert:** ", or 85-2-436"

2. Page 1, line 19.

**Strike:** "10"

**Insert:** "5"

3. Page 1, line 20.

**Following:** "right;"

**Strike:** "and"

4. Page 1, line 23.

**Following:** line 22

**Insert:** (c) The point of diversion for the appropriation right  
may not be changed."

5. Page 3, line 4 through line 6.

**Strike:** "If the" on page 3, line 4 through line 6

**Insert:** "The department shall issue an order reinstating approval  
for the use of the appropriation right under the lease if  
the applicant proves by a preponderance of the evidence that  
the water rights of other appropriators will not be  
adversely affected by the lease."

6. Page 3, line 16.

**Following:** line 15

**Insert:** "(15) The department shall report annually to the water  
policy interim committee provided for in 5-5-231. The report  
must include the number of leases, the amount of water  
leased, and the number of irrigated acres taken out of  
production."

- END -