

SENATE FLOOR AMENDMENT

Second Reading

BY SENATOR Hansen

1 Amend reengrossed bill, page 3, after line 24 insert:

2 "SECTION 2. In Colorado Revised Statutes, add 24-33.5-1236
3 and 24-33.5-1237 as follows:

4 **24-33.5-1236. Wildfire resiliency code board - powers and
5 duties - rules - cash fund - legislative declaration - definitions - repeal.**

6 **(1) Legislative declaration.** (a) THE GENERAL ASSEMBLY HEREBY FINDS
7 AND DECLARES THAT:

8 (I) COLORADO'S WILDFIRE RISK HAS CONTINUED TO INCREASE
9 OVER THE YEARS AND MORE COMMUNITIES ARE AT RISK OF WILDFIRES;

10 (II) COLORADO WILDFIRES HAVE GROWN IN INTENSITY,
11 FREQUENCY, AND DEVASTATION SINCE THE YEAR 2000;

12 (III) A COMBINED APPROACH OF STRUCTURE HARDENING AND
13 PARCEL HARDENING, INCLUDING VEGETATION MANAGEMENT, IS
14 NECESSARY TO REDUCE THE RISK OF DAMAGE TO COLORADO
15 COMMUNITIES FROM THE EFFECTS OF WILDFIRES;

16 (IV) THE DIVISION AND THE COLORADO FIRE COMMISSION HAVE
17 ENGAGED IN A STAKEHOLDER-DRIVEN STRATEGIC PLANNING EFFORT TO
18 EVALUATE THE BEST APPROACH TO ENSURE THAT COLORADO'S
19 COMMUNITIES, PROPERTIES, AND STRUCTURES ARE PROTECTED FROM THE
20 EFFECTS OF WILDFIRES AND HAVE RECOMMENDED THE CREATION OF A
21 WILDFIRE RESILIENCY CODE BOARD IN COLORADO; AND

22 (V) ESTABLISHING A CODE BOARD WILL ALLOW THE STATE TO
23 ADOPT AND ENFORCE BEST PRACTICE APPROACHES TO THE HARDENING OF
24 STRUCTURES AND PARCELS THROUGHOUT COLORADO WHILE CONTINUING
25 TO INVOLVE IMPACTED STAKEHOLDERS IN DECISION-MAKING CONCERNING
26 WILDFIRE RESILIENCY CODES.

27 (b) THEREFORE, THE GENERAL ASSEMBLY DECLARES THAT
28 ESTABLISHING A WILDFIRE RESILIENCY CODE BOARD SERVES THE
29 INTERESTS OF THE STATE AND LOCAL COMMUNITIES IN CONSTRUCTING
30 SAFER AND MORE RESILIENT COMMUNITIES AND REDUCING RISK TO PEOPLE
31 AND PROPERTY.

32 (2) **Board created.** THE WILDFIRE RESILIENCY CODE BOARD,
33 REFERRED TO IN THIS SECTION AS THE "BOARD", IS CREATED IN THE
34 DIVISION AS A **TYPE 1** ENTITY.

35 (3) **Membership.** (a) THE BOARD CONSISTS OF SEVENTEEN
36 VOTING MEMBERS WHO MUST BE RESIDENTS OF COLORADO, APPOINTED AS
37 FOLLOWS:

38 (I) THREE MEMBERS REPRESENTING COLORADO BUILDING CODES
39 PROFESSIONALS, INCLUDING:

1 (A) ONE REPRESENTING RURAL COMMUNITIES, APPOINTED BY THE
2 SPEAKER OF THE HOUSE OF REPRESENTATIVES;
3 (B) ONE REPRESENTING URBAN COMMUNITIES, APPOINTED BY THE
4 PRESIDENT OF THE SENATE; AND
5 (C) ONE REPRESENTING THE STATE AT LARGE, APPOINTED BY THE
6 EXECUTIVE DIRECTOR;
7 (II) THREE MEMBERS, EACH OF WHOM IS A FIRE MARSHAL, FIRE
8 CHIEF, OR FIRE ENGINEER, APPOINTED BY THE EXECUTIVE DIRECTOR;
9 (III) ONE MEMBER REPRESENTING A STATEWIDE ORGANIZATION
10 FOR HOME BUILDING PROFESSIONALS, APPOINTED BY THE MINORITY
11 LEADER OF THE SENATE;
12 (IV) ONE MEMBER REPRESENTING A STATEWIDE ORGANIZATION
13 FOR COMMERCIAL BUILDING PROFESSIONALS, APPOINTED BY THE SPEAKER
14 OF THE HOUSE OF REPRESENTATIVES;
15 (V) ONE MEMBER REPRESENTING COLORADO LAND USE OR
16 COMMUNITY PLANNING PROFESSIONALS, APPOINTED BY THE EXECUTIVE
17 DIRECTOR;
18 (VI) ONE MEMBER REPRESENTING HAZARD MITIGATION
19 PROFESSIONALS, APPOINTED BY THE EXECUTIVE DIRECTOR;
20 (VII) THREE MEMBERS REPRESENTING COLORADO LOCAL
21 GOVERNMENTS, INCLUDING:
22 (A) ONE REPRESENTING RURAL COMMUNITIES, APPOINTED BY THE
23 MINORITY LEADER OF THE SENATE;
24 (B) ONE REPRESENTING URBAN COMMUNITIES, APPOINTED BY THE
25 MAJORITY LEADER OF THE HOUSE; AND
26 (C) ONE REPRESENTING THE STATE AT LARGE, APPOINTED BY THE
27 EXECUTIVE DIRECTOR;
28 (VIII) ONE MEMBER REPRESENTING A STATEWIDE ASSOCIATION OF
29 PROPERTY AND CASUALTY COMPANIES, APPOINTED BY THE MINORITY
30 LEADER OF THE HOUSE;
31 (IX) ONE MEMBER REPRESENTING THE BUILDING TRADES,
32 APPOINTED BY THE EXECUTIVE DIRECTOR;
33 (X) ONE MEMBER REPRESENTING A STATEWIDE ASSOCIATION OF
34 NONPROFIT UTILITIES, APPOINTED BY THE PRESIDENT OF THE SENATE; AND
35 (XI) ONE MEMBER REPRESENTING AN INVESTOR-OWNED UTILITY,
36 APPOINTED BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES.
37 (b) THE BOARD INCLUDES THE FOLLOWING NONVOTING EX OFFICIO
38 MEMBERS:
39 (I) THE DIRECTOR OR THE DIRECTOR'S DESIGNEE;
40 (II) THE STATE FORESTER OR THE STATE FORESTER'S DESIGNEE;
41 (III) THE DIRECTOR OF THE DIVISION OF HOMELAND SECURITY AND
42 EMERGENCY MANAGEMENT CREATED IN SECTION 24-33.5-1603 OR THE
43 DIRECTOR'S DESIGNEE; AND
44 (IV) THE DIRECTOR OF THE COLORADO RESILIENCY OFFICE
45 CREATED IN SECTION 24-32-121 OR THE DIRECTOR'S DESIGNEE;

1 (c) APPOINTING AUTHORITIES SHALL MAKE INITIAL APPOINTMENTS
2 NO LATER THAN SEPTEMBER 30, 2022.

3 (d) THE TERM OF APPOINTMENTS FOR APPOINTED MEMBERS IS
4 THREE YEARS; EXCEPT THAT THE TERMS SHALL BE STAGGERED SO THAT NO
5 MORE THAN FIVE MEMBERS' TERMS EXPIRE IN ONE YEAR . A MEMBER MAY
6 BE REAPPOINTED FOR ONE ADDITIONAL TERM. IN THE EVENT OF A
7 VACANCY, THE APPOINTING AUTHORITY SHALL APPOINT A NEW MEMBER
8 FOR THE REMAINDER OF THE UNEXPIRED TERM. A MEMBER APPOINTED TO
9 FILL A VACANCY MUST MEET THE QUALIFICATIONS FOR THE VACANT
10 POSITION.

11 (e) EACH MEMBER OF THE BOARD SERVES WITHOUT
12 COMPENSATION BUT IS ENTITLED TO REIMBURSEMENT FOR ACTUAL AND
13 NECESSARY TRAVEL EXPENSES INCURRED IN THE PERFORMANCE OF THE
14 MEMBER'S DUTIES AS A MEMBER OF THE BOARD.

15 (f) THE EXECUTIVE DIRECTOR SHALL APPOINT THE CHAIR OF THE
16 BOARD.

17 (4) **Powers and duties.** (a) THE MISSION OF THE BOARD IS TO
18 ENSURE THAT COLORADO COMMUNITIES ARE SAFER FROM AND MORE
19 RESILIENT TO WILDFIRES BY REDUCING THE RISK TO PEOPLE AND PROPERTY
20 THROUGH THE ADOPTION AND ENFORCEMENT OF STATEWIDE CODES AND
21 STANDARDS BASED ON BEST PRACTICE APPROACHES TO THE HARDENING
22 OF STRUCTURES AND PARCELS IN THE WILDLAND-URBAN INTERFACE IN
23 COLORADO.

24 (b) IN FURTHERANCE OF ITS MISSION, THE BOARD SHALL:

25 (I) PROMULGATE RULES IN ACCORDANCE WITH ARTICLE 4 OF THIS
26 TITLE 24 CONCERNING THE ADOPTION, ENFORCEMENT, AND
27 ADMINISTRATION OF CODES AND STANDARDS FOR THE HARDENING OF
28 STRUCTURES AND PARCELS IN THE WILDLAND-URBAN INTERFACE IN
29 COLORADO. AT A MINIMUM, THE RULES MUST:

30 (A) DEFINE THE WILDLAND-URBAN INTERFACE AND IDENTIFY THE
31 AREAS OF COLORADO THAT ARE INCLUDED WITHIN IT;

32 (B) ADOPT MINIMUM CODES AND STANDARDS, WHICH MUST
33 PROTECT LIFE AND PROPERTY FROM THE EFFECTS OF WILDFIRES BASED ON
34 ESTABLISHED BEST PRACTICES, TAKING INTO CONSIDERATION THE FISCAL
35 IMPACTS OF ADOPTING SUCH CODES, INCLUDING BUT NOT LIMITED TO COST
36 IMPACTS FOR CITIES, COUNTIES, AND PROPERTY OWNERS. THE BOARD
37 SHALL INITIALLY ADOPT CODES AND STANDARDS NO LATER THAN JULY 1,
38 2024, AND SHALL UPDATE OR SUPPLEMENT THE CODES AND STANDARDS
39 NOT MORE THAN ONCE EVERY THREE YEARS.

40 (C) IDENTIFY THE RANGE OF HAZARDS AND THE TYPES OF
41 BUILDINGS, ENTITIES, AND LANDS WITHIN THE WILDLAND-URBAN
42 INTERFACE TO WHICH THE CODES AND STANDARDS ADOPTED PURSUANT TO
43 SUBSECTION (4)(b)(I)(B) OF THIS SECTION APPLY;

44 (D) ESTABLISH THE DIVISION'S ROLES AND RESPONSIBILITIES
45 RELATED TO ENFORCEMENT OF THE CODES AND STANDARDS, INCLUDING

1 PROCEDURES FOR INSPECTIONS AND EXAMINATIONS OF PLANS IN AREAS IN
2 WHICH A GOVERNING BODY HAS NOT ADOPTED A CODE IN ACCORDANCE
3 WITH SECTION 24-33.5-1237 (4) OR IN AN AREA IN WHICH THE GOVERNING
4 BODY HAS REQUESTED ASSISTANCE, AND PROCEDURES FOR APPEALS AND
5 HEARINGS PURSUANT TO SECTION 24-33.5-1237. THE RULES MUST
6 ESTABLISH REASONABLE TIMELINES IN WHICH THE DIVISION MUST
7 CONDUCT INSPECTIONS AND EXAMINATIONS. THE BOARD SHALL CONSULT
8 WITH THE DIVISION IN ESTABLISHING THE TIMELINES FOR INSPECTIONS AND
9 EXAMINATIONS.

10 (E) ESTABLISH FEES AND CHARGES RELATED TO ENFORCEMENT IN
11 AREAS IN WHICH A GOVERNING BODY HAS NOT ADOPTED A CODE
12 PURSUANT TO SECTION 24-33.5-1237 (4) IN AMOUNTS NECESSARY TO
13 DEFRAID THE ANTICIPATED COSTS OF THE ADMINISTRATION OF THIS
14 SECTION. THE FEES AND CHARGES MAY BE ADJUSTED BY THE BOARD FROM
15 TIME TO TIME AS NECESSARY OR APPROPRIATE AND SHALL BE DEPOSITED
16 IN THE WILDFIRE RESILIENCY CODE BOARD CASH FUND CREATED IN
17 SUBSECTION (8) OF THIS SECTION.

18 (F) ESTABLISH THE PROCESS BY WHICH A GOVERNING BODY MAY
19 PETITION THE BOARD FOR A MODIFICATION TO THE CODES AND STANDARDS
20 ADOPTED PURSUANT TO SUBSECTION (4)(b)(I)(B) OF THIS SECTION AND IN
21 ACCORDANCE WITH SECTION 24-33.5-1237 (2); AND

22 (G) ESTABLISH THE CRITERIA AND PROCESS FOR THE BOARD TO
23 DENY OR GRANT AN APPEAL FROM A DECISION BY THE BOARD ON A
24 PETITION FOR MODIFICATION MADE PURSUANT TO THE RULES ADOPTED IN
25 ACCORDANCE WITH SUBSECTION (4)(b)(I)(F) OF THIS SECTION;

26 (II) CONSIDER OPPORTUNITIES TO INCENTIVIZE AND SUPPORT
27 GOVERNING BODIES IN ADOPTING MORE STRINGENT CODES THAN THE
28 CODES ADOPTED IN ACCORDANCE WITH SUBSECTION (4)(b)(I)(B) OF THIS
29 SECTION;

30 (III) CONSIDER PETITIONS FOR MODIFICATION OF THE CODES AND
31 STANDARDS SUBMITTED BY GOVERNING BODIES IN ACCORDANCE WITH
32 SECTION 24-33.5-1237 (2) AND RULES ADOPTED BY THE BOARD PURSUANT
33 TO SUBSECTION (4)(b)(I) OF THIS SECTION;

34 (IV) CONSIDER APPEALS, CONDUCT HEARINGS, AND ISSUE
35 DECISIONS IN ACCORDANCE WITH SECTION 24-33.5-1237 AND RULES
36 ADOPTED BY THE BOARD PURSUANT TO SUBSECTION (4)(b)(I) OF THIS
37 SECTION;

38 (V) CONSIDER REGIONAL DIFFERENCES IN AFFORDABILITY,
39 DENSITY, AND RISK PROFILES WITHIN THE STATE; AND

40 (VI) CONSIDER THE DEVELOPMENT OF FINANCIAL ASSISTANCE TO
41 FACILITATE COMPLIANCE WITH CODES.

42 (c) THE RULES ADOPTED BY THE BOARD PURSUANT TO SUBSECTION
43 (4)(b)(I) OF THIS SECTION MUST NOT CONTAIN ANY PROVISIONS THAT
44 IMPAIR THE TRANSFER OR SALE OF PROPERTY.

45 (5) **Staff support.** THE DIVISION AND THE COLORADO FIRE

1 COMMISSION SHALL PROVIDE OFFICE SPACE, EQUIPMENT, AND STAFF
2 SERVICES AS MAY BE NECESSARY TO IMPLEMENT THIS SECTION.

3 (6) **Reports.** (a) ON OR BEFORE SEPTEMBER 30, 2023, AND ON OR
4 BEFORE SEPTEMBER 30 EACH YEAR THEREAFTER, THE BOARD SHALL
5 SUBMIT A WRITTEN REPORT TO THE WILDFIRE MATTERS REVIEW
6 COMMITTEE CREATED IN SECTION 2-3-1602 AND THE DIRECTOR ON ITS
7 ACTIVITIES, ACTIONS, AND RECOMMENDATIONS FOR IMPROVEMENT. THE
8 REPORT MUST INCLUDE INFORMATION CONCERNING:

- 9 (I) DEFINITIONS ADOPTED BY THE BOARD;
- 10 (II) PERFORMANCE METRICS ADOPTED AND USED BY THE BOARD;
- 11 AND
- 12 (III) COMPLIANCE WITH THE CODES ADOPTED BY THE BOARD.

13 (b) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), THIS
14 SUBSECTION (6) IS REPEALED, EFFECTIVE JULY 1, 2028.

15 (7) **Gifts, grants, and donations.** THE BOARD MAY SEEK, ACCEPT,
16 AND EXPEND GIFTS, GRANTS, OR DONATIONS FROM PRIVATE OR PUBLIC
17 SOURCES FOR THE PURPOSES OF THIS SECTION AND SECTION 24-33.5-1237.
18 THE BOARD SHALL TRANSMIT ALL MONEY RECEIVED THROUGH GIFTS,
19 GRANTS, OR DONATIONS TO THE STATE TREASURER, WHO SHALL CREDIT
20 THE MONEY TO THE WILDFIRE RESILIENCY CODE BOARD CASH FUND
21 CREATED IN SUBSECTION (8) OF THIS SECTION.

22 (8) **Wildfire resiliency code board cash fund.** (a) THE WILDFIRE
23 RESILIENCY CODE BOARD CASH FUND, REFERRED TO IN THIS SUBSECTION
24 (8) AS THE "FUND", IS CREATED IN THE STATE TREASURY. THE FUND
25 CONSISTS OF MONEY CREDITED TO THE FUND PURSUANT TO THIS SECTION
26 AND SECTION 24-33.5-1237 AND ANY OTHER MONEY THAT THE GENERAL
27 ASSEMBLY MAY APPROPRIATE OR TRANSFER TO THE FUND.

28 (b) THE STATE TREASURER SHALL CREDIT ALL INTEREST AND
29 INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE
30 FUND TO THE FUND.

31 (c) MONEY IN THE FUND IS CONTINUOUSLY APPROPRIATED TO THE
32 DEPARTMENT FOR THE IMPLEMENTATION OF THIS SECTION AND OF SECTION
33 24-33.5-1237.

34 **24-33.5-1237. Application of wildfire resiliency codes -**
35 **enforcement - rules.** (1) (a) A GOVERNING BODY WITH JURISDICTION TO
36 ADOPT AND ENFORCE FIRE CODES IN AN AREA WITHIN THE
37 WILDLAND-URBAN INTERFACE MAY ADOPT A CODE THAT MEETS OR
38 EXCEEDS THE MINIMUM CODES AND STANDARDS ADOPTED BY THE
39 WILDFIRE RESILIENCY CODE BOARD, REFERRED TO IN THIS SECTION AS THE
40 "BOARD", PURSUANT TO SECTION 24-33.5-1236 (4)(b)(I)(B).

41 (b) IN ANY AREA WITHIN THE WILDLAND-URBAN INTERFACE IN
42 WHICH NO GOVERNING BODY HAS JURISDICTION TO ADOPT AND ENFORCE
43 A FIRE CODE OR IN WHICH A GOVERNING BODY WITH JURISDICTION DOES
44 NOT ADOPT A CODE PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION,
45 THE MINIMUM CODES AND STANDARDS ADOPTED BY THE BOARD PURSUANT

1 TO SECTION 24-33.5-1236 (4)(b)(I)(B) APPLY.

2 (2) A GOVERNING BODY MAY PETITION THE BOARD FOR A
3 MODIFICATION OF THE CODES AND STANDARDS ADOPTED BY THE BOARD
4 PURSUANT TO SECTION 24-33.5-1236 (4)(b)(I)(B) WITHIN ITS
5 JURISDICTION, IN ACCORDANCE WITH PROCEDURES ADOPTED BY THE
6 BOARD PURSUANT SECTION 24-33.5-1236 (4)(b)(I)(F). IF THE BOARD
7 GRANTS THE PETITION FOR MODIFICATION, THE MODIFICATION APPLIES
8 ONLY WITHIN THE JURISDICTION THAT IS GRANTED THE MODIFICATION.
9 THE ORDER GRANTING THE PETITION FOR MODIFICATION MUST SPECIFY A
10 DATE ON WHICH THE MODIFICATION EXPIRES. A GOVERNING BODY MUST
11 REAPPLY TO THE BOARD BEFORE THE EXPIRATION DATE TO KEEP THE
12 MODIFICATION IN EFFECT. A GOVERNING BODY MAY APPEAL A DENIAL OF
13 A PETITION TO THE BOARD IN ACCORDANCE WITH PROCEDURES ADOPTED
14 BY THE BOARD PURSUANT TO SECTION 24-33.5-1236 (4)(b)(I)(G). A
15 DECISION BY THE BOARD TO GRANT OR DENY A PETITION FOR
16 MODIFICATION OF THE CODES AND STANDARDS PURSUANT TO THIS
17 SUBSECTION (2) MAY BE APPEALED FOR ABUSE OF DISCRETION TO AN
18 ADMINISTRATIVE LAW JUDGE IN THE OFFICE OF ADMINISTRATIVE COURTS.

19 (3) A GOVERNING BODY THAT HAS ADOPTED A CODE PURSUANT TO
20 SUBSECTION (1)(a) OF THIS SECTION MAY INSPECT BUILDINGS AND
21 PARCELS AND EXAMINE PLANS FOR COMPLIANCE WITH THE CODE ADOPTED
22 BY THE GOVERNING BODY. A GOVERNING BODY MAY REQUEST ASSISTANCE
23 FROM THE DIVISION IN CONDUCTING INSPECTIONS AND EXAMINING PLANS,
24 AND MAY REFER NOTICES OF DEFICIENCIES FROM AN INSPECTION OR PLAN
25 EXAMINATION TO THE BOARD FOR EVALUATION OR ENFORCEMENT IN
26 ACCORDANCE WITH RULES ADOPTED BY THE BOARD. IF A GOVERNING
27 BODY REQUESTS ASSISTANCE FROM THE DIVISION IN CONDUCTING
28 INSPECTIONS AND EXAMINING PLANS, THEN ALL INSPECTIONS AND
29 EXAMINATIONS IN THE GOVERNING BODY'S JURISDICTION ARE SUBJECT TO
30 THE RULES AND PROCEDURES ADOPTED BY THE BOARD PURSUANT TO
31 SECTION 24-33.5-1236 (1)(b)(I)(D).

32 (4) (a) IN ANY AREA IN WHICH A GOVERNING BODY HAS NOT
33 ADOPTED A CODE PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION, THE
34 DIVISION, IN ACCORDANCE WITH THE RULES ADOPTED BY THE BOARD,
35 SHALL EXAMINE PLANS AND CONDUCT INSPECTIONS. THE DIVISION MAY
36 CHARGE A FEE FOR INSPECTIONS AND PLANS EXAMINATIONS AS SET FORTH
37 IN RULES ADOPTED BY THE BOARD.

38 (b) A FINAL WRITTEN DECISION BY AN INSPECTING ENTITY THAT
39 UNDER THIS SUBSECTION (4) MAY BE APPEALED TO THE BOARD IN
40 ACCORDANCE WITH RULES ADOPTED BY THE BOARD. APPEALS MAY
41 SPECIFICALLY CONCERN MODIFICATIONS TO THE WILDLAND-URBAN
42 INTERFACE AND TO RANGES, HAZARDS, AND TYPES OF BUILDINGS TO
43 WHICH THE CODE APPLIES. THE BOARD SHALL CONDUCT INVESTIGATIONS,
44 GATHER EVIDENCE, AND HOLD HEARINGS ON AN APPEAL IN ACCORDANCE
45 WITH ARTICLE 4 OF THIS TITLE 24 AND RULES ADOPTED BY THE BOARD.

1 THE FINAL WRITTEN DECISION OF THE BOARD ON AN APPEAL IS FINAL
2 AGENCY ACTION FOR PURPOSES OF SECTION 24-4-106.

3 (5) IN CONDUCTING INSPECTIONS, EXAMINING PLANS, AND
4 DECIDING APPEALS, THE BOARD SHALL NOT WAIVE ANY REQUIREMENT OF
5 THE CODES AND STANDARDS ADOPTED PURSUANT TO SECTION
6 24-33.5-1236 (4)(b)(I)(B) UNLESS A MODIFICATION TO THE CODES AND
7 STANDARDS GRANTED BY THE BOARD IN ACCORDANCE WITH SUBSECTION
8 (2) OF THIS SECTION APPLIES.

9 **SECTION 3.** In Colorado Revised Statutes, 24-75-402, **add**
10 (5)(vv) as follows:

11 **24-75-402. Cash funds - limit on uncommitted reserves -**
12 **reduction in the amount of fees - exclusions.** (5) Notwithstanding any
13 provision of this section to the contrary, the following cash funds are
14 excluded from the limitations specified in this section:

15 (vv) THE WILDFIRE RESILIENCY CODE BOARD CASH FUND CREATED
16 IN SECTION 24-33.5-1236 (8)."

17 Renumber succeeding sections accordingly.

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