

HOUSE FLOOR AMENDMENT

Second Reading

BY REPRESENTATIVE Young

1 Amend printed bill, page 4, after line 2 insert:

2 "(5) THE DEPARTMENT SHALL REPORT ANNUALLY THE AMOUNT
3 AND SOURCE OF MONEY RECEIVED UNDER THIS SECTION IN THE PRIOR
4 FISCAL YEAR AT THE HEARING REQUIRED BY THE "STATE MEASUREMENT
5 FOR ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT (SMART)
6 GOVERNMENT ACT", PART 2 OF ARTICLE 7 OF TITLE 2."

7 Page 4, strike lines 24 through 26 and substitute:

8 "(6) "ERADICATE" MEANS THE COMPLETE ELIMINATION OF A PEST
9 AND ITS PARTS CAPABLE OF REPRODUCTION BASED ON ITS ABSENCE AS
10 DETERMINED BY A NEGATIVE VERIFICATION SURVEY FOR THE TARGET
11 PEST."

12 Page 5, after line 7 insert:

13 "(9) "LOCAL GOVERNMENT" MEANS A COUNTY, MUNICIPALITY,
14 CITY AND COUNTY, OR PEST CONTROL DISTRICT."

15 Renumber succeeding subsections accordingly.

16 Page 5, strike lines 19 through 22 and substitute:

17 "~~(6)~~ (13) (a) "Pests" means ORGANISMS THAT CAUSE HARM TO
18 AGRICULTURE OR NATURAL LANDS.

19 (b) "PESTS" INCLUDES insect pests, PLANT PESTS, and animal pests,
20 except rodents, jackrabbits, and predatory animals, and includes plant
21 diseases and weeds.

22 (c) For purposes of section 35-4-107, the definition of pests shall
23 DOES not include NOXIOUS weeds."

24 Page 5, strike line 27.

25 Page 6, strike lines 1 through 3 and substitute:

26 "(15) "PLANT PEST" MEANS ANY LIVING STAGE OF A PEST THAT
27 CAN, DIRECTLY OR INDIRECTLY, CAUSE DISEASE IN, SPOILAGE OF, OR
28 DAMAGE TO PLANTS, PLANT PARTS, OR PROCESSED PLANT MATERIALS.

29 (16) "PLANT PRODUCT" MEANS UNMANUFACTURED MATERIAL OF
30 PLANT ORIGIN THAT, BY THE PRODUCT'S NATURE, MAY CREATE A RISK FOR

1 THE INTRODUCTION AND SPREAD OF PESTS."

2 Renumber succeeding subsections accordingly.

3 Page 6, line 7, strike "NOXIOUS".

4 Page 6, after line 11 insert:

5 "(18) "QUARANTINE" MEANS THE OFFICIAL CONFINEMENT OF
6 REGULATED ARTICLES FOR, REGULATED PESTS FOR, OR ORGANISMS FOR
7 INSPECTION, TESTING, TREATMENT, OBSERVATION, OR RESEARCH."

8 Renumber succeeding subsections accordingly.

9 Page 6, strike lines 15 through 21 and substitute:

10 "(20) "REGULATED NONQUARANTINE PEST" MEANS A PEST THAT
11 IS:

12 (a) PRESENT IN COLORADO; AND

13 (b) UNDER A MANDATED CONTROL PROGRAM DUE TO SPECIFIC
14 LOCAL CIRCUMSTANCES, NOTWITHSTANDING THAT THE PEST MAY BE
15 WIDELY DISTRIBUTED IN THE UNITED STATES.

16 (21) "REGULATED PEST" MEANS A QUARANTINE PEST OR A
17 REGULATED NONQUARANTINE PEST DESIGNATED BY FEDERAL OR STATE
18 PLANT PROTECTION OFFICIALS.

19 ~~(9)~~ (22) ~~"Weeds"~~ "WEED" means any ~~noxious~~, destructive or
20 troublesome".

21 Page 6, line 23, strike "welfare." and substitute "welfare OR AFFECT
22 NATURAL RESOURCES."

23 Page 7, line 17, before "PEST" insert "REGULATED".

24 Page 7, strike line 27.

25 Page 8, strike lines 1 and 2 and substitute:

26 "(2) A BOARD OF COUNTY COMMISSIONERS MAY DECLARE A PEST
27 TO BE A PUBLIC NUISANCE AND REQUIRE ITS CONTROL OR ERADICATION."

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