

HB1010\_L.007

## HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on State, Veterans, & Military Affairs.HB16-1010 be amended as follows:

1 Amend printed bill, strike everything below the enacting clause and  
2 substitute:

3 "SECTION 1. In Colorado Revised Statutes, 35-7-203, amend  
4 (1) and (3) introductory portion as follows:

5 **35-7-203. Release of destructive rodent pests - definitions.**  
6 (1) No person shall release destructive rodent pests into a county unless  
7 the person complies with all requirements for such THE release imposed  
8 by the parks and wildlife commission, and INCLUDING A REQUIREMENT  
9 THAT THE PERSON NOTIFY ALL PROPERTY OWNERS WITHIN A FIVE MILE  
10 RADIUS OF A RELEASE LOCATION OF THE RELEASE AT LEAST SIXTY DAYS  
11 BEFORE IT OCCURS, obtains both the prior approval of the commission and  
12 the prior approval, by resolution duly adopted, of the board of county  
13 commissioners of such THE county, AND NOTIFIES ANY CONSERVATION  
14 DISTRICT THAT INCLUDES A RELEASE LOCATION OF THE RELEASE AT LEAST  
15 SIXTY DAYS BEFORE IT OCCURS. EXCEPT AS OTHERWISE PROVIDED IN  
16 PARAGRAPHS (d) AND (e) OF THIS SUBSECTION (1), THE PARKS AND  
17 WILDLIFE COMMISSION SHALL NOT APPROVE A PERMIT FOR A RELEASE  
18 UNLESS THE APPLICANT HAS PROVED TO THE COMMISSION THAT IT HAS  
19 PROVIDED THE REQUIRED NOTICE TO BOTH THE PROPERTY OWNERS AND  
20 ANY CONSERVATION DISTRICT THAT INCLUDES A RELEASE LOCATION. A  
21 person need not: ~~obtain such prior approval before:~~

22 (a) PROVIDE NOTICE OR OBTAIN PRIOR APPROVAL BEFORE  
23 transporting destructive rodent pests through a county without releasing  
24 such destructive rodent pests; or

25 (b) PROVIDE NOTICE OR OBTAIN PRIOR APPROVAL BEFORE  
26 confining destructive rodent pests indoors or in cages or similar  
27 enclosures and using such destructive rodent pests for scientific purposes  
28 or as food for human or animal consumption; or

29 (c) PROVIDE NOTICE OR OBTAIN PRIOR APPROVAL BEFORE keeping  
30 destructive rodent pests indoors or in cages or similar enclosures as pets;  
31 or

32 (d) OBTAIN PRIOR APPROVAL FROM THE BOARD OF COUNTY  
33 COMMISSIONERS BEFORE releasing destructive rodent pests into the county  
34 in which such THE destructive rodent pests were originally taken into  
35 captivity; EXCEPT THAT, SUBJECT TO PARAGRAPH (e) OF THIS SUBSECTION  
36 (1), A BOARD OF COUNTY COMMISSIONERS MAY, AT ITS SOLE DISCRETION,  
37 ADOPT A RESOLUTION THAT REQUIRES A PERSON TO OBTAIN PRIOR

1 APPROVAL FROM THE BOARD BEFORE RELEASING SUCH DESTRUCTIVE  
2 RODENT PESTS; OR

3 (e) PROVIDE NOTICE OR OBTAIN PRIOR APPROVAL BEFORE  
4 RELEASING DESTRUCTIVE RODENT PESTS THAT WERE ORIGINALLY  
5 CAPTURED WITHIN THE BOUNDARIES OF A MUNICIPALITY OR ON LAND  
6 OWNED BY A MUNICIPALITY THAT IS OUTSIDE THE BOUNDARIES OF THE  
7 MUNICIPALITY ONTO LAND WITHIN THE BOUNDARIES OF THE SAME  
8 MUNICIPALITY OR ONTO LAND OWNED BY THE SAME MUNICIPALITY THAT  
9 IS OUTSIDE THE BOUNDARIES OF THE MUNICIPALITY; EXCEPT THAT NOTICE  
10 AND PRIOR APPROVAL IS REQUIRED FOR ANY RELEASE OUTSIDE THE  
11 COUNTY IN WHICH THE DESTRUCTIVE RODENT PESTS WERE ORIGINALLY  
12 CAPTURED.

13 (3) The board of county commissioners of any county into which  
14 a person releases destructive rodent pests without ~~the~~ ANY REQUIRED prior  
15 approval of such THE board may, at its discretion:

16 **SECTION 2. Act subject to petition - effective date.** This act  
17 takes effect at 12:01 a.m. on the day following the expiration of the  
18 ninety-day period after final adjournment of the general assembly (August  
19 10, 2016, if adjournment sine die is on May 11, 2016); except that, if a  
20 referendum petition is filed pursuant to section 1 (3) of article V of the  
21 state constitution against this act or an item, section, or part of this act  
22 within such period, then the act, item, section, or part will not take effect  
23 unless approved by the people at the general election to be held in  
24 November 2016 and, in such case, will take effect on the date of the  
25 official declaration of the vote thereon by the governor."

\*\* \*\* \*\* \*\* \*\*