

**NOTE: The governor signed this measure on 5/28/2013.**

# An Act

SENATE BILL 13-223

BY SENATOR(S) Brophy, Crowder, Giron, Guzman, Jones, Nicholson, Schwartz;  
also REPRESENTATIVE(S) Mitsch Bush, Fields, Fischer, Gerou, Labuda, Pabon, Rosenthal.

CONCERNING THE CONTINUATION OF THE NOXIOUS WEED ADVISORY COMMITTEE.

*Be it enacted by the General Assembly of the State of Colorado:*

**SECTION 1.** In Colorado Revised Statutes, 2-3-1203, **repeal** (3) (z) (I); and **add** (3) (jj.5) as follows:

**2-3-1203. Sunset review of advisory committees.** (3) The following dates are the dates for which the statutory authorization for the designated advisory committees is scheduled for repeal:

(z) July 1, 2013:

(I) ~~The state noxious weed advisory committee created in section 35-5.5-108.7, C.R.S.;~~

(jj.5) SEPTEMBER 1, 2023:

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*Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

(III) THE STATE NOXIOUS WEED ADVISORY COMMITTEE CREATED IN SECTION 35-5.5-108.7, C.R.S.;

**SECTION 2.** In Colorado Revised Statutes, 35-5.5-108.7, **amend** (1) (a), (2) (c), (2) (d), and (5); and **add** (2) (e) as follows:

**35-5.5-108.7. State noxious weed advisory committee.**

(1) (a) (I) There is hereby created the state noxious weed advisory committee, referred to in this section as the "state advisory committee". The state advisory committee ~~shall consist~~ CONSISTS of ~~fifteen~~ SEVENTEEN members. ~~Such members shall be~~ FIFTEEN MEMBERS ARE appointed by the commissioner and ~~shall~~ serve without per diem compensation or expenses. Of the fifteen members:

(A) At least one member ~~shall represent~~ REPRESENTS private and public landowners or land managers;

(B) At least two members ~~shall~~ represent weed management professionals from the federal, state, or local levels;

(C) At least one member ~~shall represent~~ REPRESENTS public or private weed scientists;

(D) At least two members ~~shall~~ represent local governing bodies;

(E) Four members ~~shall be~~ MUST BE agricultural producers, as defined in section 35-1-102; and

(F) At least three members ~~shall~~ represent knowledgeable resource specialists or industries, including ~~but not limited to~~, environmental organizations.

(II) THE REMAINING TWO MEMBERS ARE:

(A) ONE NONVOTING MEMBER WHO IS APPOINTED BY THE COLORADO DEPARTMENT OF TRANSPORTATION WITH THE APPROVAL OF THE COMMISSIONER; AND

(B) ONE NONVOTING MEMBER WHO IS APPOINTED BY THE

DEPARTMENT OF NATURAL RESOURCES WITH THE APPROVAL OF THE COMMISSIONER.

(III) Representation on the state advisory committee ~~shall~~ MUST reflect the different geographic areas of the state equally, to the greatest extent possible. Members of the state advisory committee that represent the various stakeholders and regions shall solicit input from similar stakeholders within each member's area of expertise and region of the state. Members of the state advisory committee shall communicate the committee's recommendations to the region and stakeholders represented by each member.

(2) The state advisory committee shall make recommendations to the commissioner concerning the:

(c) Development and implementation of state weed management plans; ~~and~~

(d) Prescribed techniques for eradication, containment, and suppression of state noxious weeds; AND

(e) MANAGEMENT OF NOXIOUS WEEDS ON SURFACE WATERS AND PUBLIC LANDS.

(5) This section is repealed, effective ~~July 1, 2013~~ SEPTEMBER 1, 2023. Prior to ~~such~~ THE repeal, the state noxious weed advisory committee ~~shall be~~ IS reviewed as provided for in UNDER section 2-3-1203, C.R.S.

**SECTION 3. Safety clause.** The general assembly hereby finds,

determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

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John P. Morse  
PRESIDENT OF  
THE SENATE

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Mark Ferrandino  
SPEAKER OF THE HOUSE  
OF REPRESENTATIVES

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Cindi L. Markwell  
SECRETARY OF  
THE SENATE

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Marilyn Eddins  
CHIEF CLERK OF THE HOUSE  
OF REPRESENTATIVES

APPROVED \_\_\_\_\_

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John W. Hickenlooper  
GOVERNOR OF THE STATE OF COLORADO