

Second Regular Session  
Sixty-seventh General Assembly  
STATE OF COLORADO

DRAFT  
12.15.09

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LLS NO. 10-0324.01 Thomas Morris

SUNSET BILL

Sunset Process - House Agriculture, Livestock, and Natural Resources  
Committee

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**SHORT TITLE:** "Sunset Repeal Forestry Advisory Board"

**DEADLINES:** Finalize by: 02/01/10 File by: 02/03/10

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**A BILL FOR AN ACT**

101 **CONCERNING THE CONTINUATION OF THE FORESTRY ADVISORY BOARD,**  
102 **AND, IN CONNECTION THEREWITH, REPEALING THE FORESTRY**  
103 **ADVISORY BOARD.**

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**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)*

**Sunset Process - House Agriculture, Livestock, and Natural Resources Committee.** Implements the recommendations of the department of regulatory agencies in its sunset review of the forestry advisory board within the division of forestry in the department of natural

resources by repealing the board.

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

2           **SECTION 1. Repeal.** 2-3-1203 (3) (w) (III), Colorado Revised  
3 Statutes, is repealed as follows:

4           **2-3-1203. Sunset review of advisory committees.** (3) The  
5 following dates are the dates for which the statutory authorization for the  
6 designated advisory committees is scheduled for repeal:

7           (w) July 1, 2010:

8           ~~(III) The forestry advisory board, created in section 24-33-202,~~  
9 ~~C.R.S.;~~

10           **SECTION 2.** 24-1-124 (3) (j), Colorado Revised Statutes, is  
11 amended to read:

12           **24-1-124. Department of natural resources - creation -**  
13 **divisions.** (3) The department of natural resources shall consist of the  
14 following divisions:

15           (j) The division of forestry, created in section 24-33-201 (1), the  
16 head of which shall be the state forester, appointed pursuant to section  
17 23-31-207, C.R.S. and ~~the forestry advisory board, created in section~~  
18 ~~24-33-202 (1).~~ The division of forestry AND the state forester and the  
19 ~~forestry advisory board~~ shall exercise their powers, duties, and functions  
20 as prescribed by law under the department of natural resources and the  
21 executive director thereof as if the same were transferred to the  
22 department by a **type 2** transfer.

23           **SECTION 3.** 24-33-104 (1) (k), Colorado Revised Statutes, is  
24 amended to read:

25           **24-33-104. Divisions under the department.** (1) The

1 department of natural resources shall consist of the following divisions:

2 (k) The division of forestry. ~~and the forestry advisory board.~~

3 **SECTION 4. Repeal.** 24-33-201 (2) (d), Colorado Revised  
4 Statutes, is repealed as follows:

5 **24-33-201. Division of forestry - creation - state forest service**  
6 **agreement.** (2) The division of forestry's powers and duties shall  
7 include:

8 (d) ~~Providing, through the executive director of the department of~~  
9 ~~natural resources or the executive director's designee, staff support to the~~  
10 ~~forestry advisory board, created in section 24-33-202;~~

11 **SECTION 5. Repeal.** 24-33-202, Colorado Revised Statutes, is  
12 repealed as follows:

13 **24-33-202. Forestry advisory board - creation - repeal.**

14 ~~(1) There is hereby created a forestry advisory board in the department~~  
15 ~~of natural resources for the purpose of assisting the governor, the~~  
16 ~~executive director of the department of natural resources, and the division~~  
17 ~~of forestry with establishing state forest policy. The board shall consist~~  
18 ~~of seven members. Three members shall include the executive director~~  
19 ~~of the department of natural resources or the executive director's~~  
20 ~~designee, the president of Colorado state university or the president's~~  
21 ~~designee, and the commissioner of agriculture or the commissioner's~~  
22 ~~designee. Four members shall be appointed by the governor and shall~~  
23 ~~serve three-year terms. Of these four members, one shall be a local~~  
24 ~~government representative, one shall be a private land owner with forest~~  
25 ~~land in the state, one shall be a representative of the forest products~~  
26 ~~industry, and one shall be a representative of an organization dedicated~~  
27 ~~to forest and wildlife habitat preservation.~~

1           ~~(2) Members of the forestry advisory board shall serve without~~  
2           ~~compensation but are entitled to reimbursement of actual and necessary~~  
3           ~~expenses incurred in the performance of their duties.~~

4           ~~(3) This section is repealed, effective July 1, 2010. Prior to such~~  
5           ~~repeal, the forestry advisory board shall be reviewed as provided for in~~  
6           ~~section 2-3-1203, C.R.S.~~

7           **SECTION 6. Specified effective date.** This act shall take effect  
8           July 1, 2010.

9           **SECTION 7. Safety clause.** The general assembly hereby finds,  
10          determines, and declares that this act is necessary for the immediate  
11          preservation of the public peace, health, and safety.