

SB169_L.005

HOUSE COMMITTEE OF REFERENCE AMENDMENT
Committee on Agriculture, Livestock, and Natural Resources.

SB12-169 be amended as follows:

1 Amend reengrossed bill, page 2, after line 1, insert:

2 "SECTION 1. In Colorado Revised Statutes, 35-4-107, amend
3 (1) (e) (III) and (3) as follows:

4 **35-4-107. Inspections - notice - treatment - collection of costs.**

5 (1) (e) Within ten days after receipt of notification of a pest infestation
6 or infection, the landowner or occupant:

7 ~~(III) If the landowner or occupant disputes the finding of~~
8 ~~infestation or infection by the county pest inspector; May request a~~
9 ~~hearing before the board of county commissioners or a panel appointed~~
10 ~~by the board IF THE LANDOWNER OR OCCUPANT DISPUTES THE FINDING OF~~
11 ~~INFESTATION OR INFECTION BY THE COUNTY PEST INSPECTOR. Any owner~~
12 ~~requesting such a hearing shall not be required to take action to~~ NEED NOT
13 ~~control THE pests pending the outcome of the hearing. The board of~~
14 ~~county commissioners conducting the hearing shall order appropriate~~
15 ~~relief if it finds there is infestation or infection as alleged in the written~~
16 ~~notice. Any relief ordered pursuant to this article shall be IS at the expense~~
17 ~~of the owner, but the cost to the owner or owners of any one parcel,~~
18 ~~including parcels contiguous thereto, shall not exceed five thousand~~
19 ~~dollars FIFTEEN PERCENT OF THE ASSESSED VALUE OF THE PROPERTY~~
20 ~~annually, AS DETERMINED BY SECTION 39-1-103, C.R.S.~~

21 (3) Upon payment by the board of county commissioners of any
22 cost and expense of treating pest infestation or infection pursuant to IN
23 ACCORDANCE WITH subsection (2) of this section, it THE COUNTY shall
24 ~~make demand in writing upon such~~ FROM THE owner, in person or by mail
25 addressed to ~~such~~ THE owner at his or her last-known place of residence,
26 for reimbursement to the county for the amount of the county's direct
27 costs and expenses only, ~~No such written demand for reimbursement of~~
28 ~~pest infestation or infection costs and expenses shall be in excess of five~~
29 ~~thousand dollars FIFTEEN PERCENT OF THE ASSESSED VALUE OF THE~~
30 ~~PROPERTY annually, Such written notice AS DETERMINED BY SECTION~~
31 ~~39-1-103, C.R.S. IN THE WRITTEN NOTICE, THE COUNTY shall inform such~~
32 ~~THE owner of the right to appear before the board of county~~
33 ~~commissioners at any meeting thereof, as fixed by law, to be held within~~
34 ~~the following four months, and be heard as to the amount of such claims~~
35 ~~THE CLAIM FOR REIMBURSEMENT. If the claim, as originally demanded by~~
36 ~~the board or as adjusted upon such~~ A hearing, is not paid at the end of



1 ~~such~~ THE FOUR-MONTH period, the board shall certify ~~such~~ THE claim to
2 the county treasurer of the county ~~in which~~ WHERE the property is located.
3 The county treasurer shall add the amount of the claim to any taxes due,
4 or to become due, from the owner, and if not paid in due course, ~~the same~~
5 ~~shall be collected by~~ the county treasurer SHALL COLLECT THE AMOUNT OF
6 THE CLAIM as delinquent taxes. The board of county commissioners shall
7 work with any landowner to develop a payment schedule for the cost of
8 an assessment for pest treatment upon a demonstration by such landowner
9 of an economic hardship. All ~~such~~ accounts when collected ~~shall be~~ ARE
10 paid into the general fund of the county."

11 Renumber succeeding sections accordingly.

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