

**First Regular Session  
Sixty-sixth General Assembly  
STATE OF COLORADO**

**REVISED**

*This Version Includes All Amendments Adopted  
on Second Reading in the Second House*

LLS NO. 07-0440.01 Bob Lackner

**HOUSE BILL 07-1165**

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**HOUSE SPONSORSHIP**

**Levy,**

**SENATE SPONSORSHIP**

**Schwartz,**

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**House Committees**

Local Government  
Agriculture, Livestock, & Natural Resources

**Senate Committees**

Agriculture, Natural Resources & Energy

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**A BILL FOR AN ACT**

101 **CONCERNING THE APPLICATION OF COUNTY BUILDING CODE**  
102 **REQUIREMENTS TO STRUCTURES USED PRIMARILY FOR**  
103 **AGRICULTURAL PURPOSES.**

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**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)*

Specifies that buildings or structures erected, constructed, reconstructed, altered, or remodeled for the sole purpose of providing shelter for agricultural implements, farm products, livestock, or poultry in designated areas shall be exempt from the application of county ordinances or a county building code and from the requirement to obtain a building permit unless the board of county commissioners has, by the

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters indicate new material to be added to existing statute.  
Dashes through the words indicate deletions from existing statute.*

SENATE  
Amended 2nd Reading  
March 30, 2007

HOUSE  
3rd Reading Unamended  
February 12, 2007

HOUSE  
2nd Reading Unamended  
February 9, 2007

enactment of a separate resolution, made such requirements applicable to such buildings or structures.

Makes a conforming amendment.

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

2 SECTION 1. Part 2 of article 28 of title 30, Colorado Revised  
3 Statutes, is amended BY THE ADDITION OF A NEW SECTION to  
4 read:

5 30-28-211. Task force on issues raised by interplay of  
6 structures used primarily for agricultural purposes and county  
7 building code requirements - legislative declaration - repeal. (1) THE  
8 GENERAL ASSEMBLY HEREBY FINDS AND DECLARES THAT AGRICULTURE IS  
9 OF PARAMOUNT AND CRITICAL IMPORTANCE TO THE STATE IN PROVIDING,  
10 AMONG OTHER THINGS, OPEN SPACE, VIEW CORRIDORS, GREENBELTS,  
11 WILDLIFE HABITAT, WATERSHED PROTECTION, WATER RIGHTS PROTECTION,  
12 IRRIGATION, AND PRODUCTS BOTH FOR CONSUMPTION WITHIN THE  
13 BOUNDARIES OF THE STATE AND TO BE SOLD AS EXPORTS ACROSS THE  
14 GLOBE.

15 (2) IN ORDER TO FACILITATE AND PROMOTE AGRICULTURE WITHIN  
16 THE STATE, THE GENERAL ASSEMBLY HEREBY CREATES A TASK FORCE TO  
17 ADDRESS ANY ISSUES RAISED BY THE INTERPLAY OF THE USE OF  
18 STRUCTURES PRIMARILY FOR AGRICULTURAL PURPOSES AND COUNTY  
19 BUILDING CODE REQUIREMENTS.

20 (3) (a) THE TASK FORCE SHALL CONSIST OF FIVE MEMBERS TO BE  
21 JOINTLY APPOINTED BY THE CHAIRPERSONS OF THE COMMITTEES OF  
22 REFERENCE IN EACH HOUSE OF THE GENERAL ASSEMBLY HAVING  
23 JURISDICTION OVER MATTERS RELATING TO AGRICULTURE, REFERRED TO  
24 IN THIS SECTION AS THE "CHAIRPERSONS", AS FOLLOWS:

1           (I) TWO MEMBERS SHALL REPRESENT THE BUSINESS OF  
2           AGRICULTURE;

3           (II) TWO MEMBERS SHALL REPRESENT COUNTY GOVERNMENTS;

4           (III) ONE MEMBER SHALL BE AN AT-LARGE MEMBER.

5           (b) EACH OF THE APPOINTMENTS REQUIRED TO BE MADE PURSUANT  
6           TO PARAGRAPH (a) OF THIS SUBSECTION (3) SHALL BE MADE BY THE  
7           CHAIRPERSONS NOT LATER THAN AUGUST 1, 2007.

8           (4) THE CHAIRPERSONS SHALL APPOINT A CHAIRPERSON AND  
9           VICE-CHAIRPERSON OF THE TASK FORCE. THE CHAIRPERSON OF THE TASK  
10          FORCE SHALL CALL THE FIRST MEETING OF THE TASK FORCE. MEMBERS OF  
11          THE TASK FORCE SHALL NOT BE COMPENSATED OR REIMBURSED FOR  
12          EXPENSES INCURRED IN ATTENDING MEETINGS OF THE TASK FORCE.

13          (5) THE TASK FORCE SHALL STUDY ISSUES RAISED BY THE  
14          INTERPLAY OF THE USE OF STRUCTURES PRIMARILY FOR AGRICULTURAL  
15          PURPOSES AND COUNTY BUILDING CODE REQUIREMENTS, AND MAY MAKE  
16          RECOMMENDATIONS FOR LEGISLATION ON ANY ISSUES RAISED BY THE  
17          STUDY. THE TASK FORCE SHALL REPORT ITS FINDINGS AND ANY  
18          LEGISLATIVE RECOMMENDATIONS TO THE COMMITTEES OF REFERENCE IN  
19          EACH HOUSE OF THE GENERAL ASSEMBLY HAVING JURISDICTION OVER  
20          MATTERS RELATING TO AGRICULTURE NOT LATER THAN JANUARY 15,  
21          2008.

22          (6) THIS SECTION IS REPEALED, EFFECTIVE SEPTEMBER 1, 2008.

23          **SECTION 2. Safety clause.** The general assembly hereby finds,  
24          determines, and declares that this act is necessary for the immediate  
25          preservation of the public peace, health, and safety.