

**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. 07-0821.01 Karen Epps

**SENATE BILL 07-206**

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**SENATE SPONSORSHIP**

**Schwartz,**

**HOUSE SPONSORSHIP**

**Rose,**

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**Senate Committees**

Agriculture, Natural Resources & Energy  
Appropriations

**House Committees**

Agriculture, Livestock, & Natural Resources  
Appropriations

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**A BILL FOR AN ACT**

101 **CONCERNING THE BIOLOGICAL PEST CONTROL CASH FUND, AND**  
102 **MAKING AN APPROPRIATION THEREFOR.**

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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.)*

Establishes the biological pest control cash fund for the collection and disbursement of moneys by the department of agriculture in conducting its biological pest control program.

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

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.*

HOUSE  
2nd Reading Unamended  
April 25, 2007

SENATE  
3rd Reading Unamended  
March 22, 2007

SENATE  
Amended 2nd Reading  
March 21, 2007

1           **SECTION 1.** Article 1 of title 35, Colorado Revised Statutes, is  
2 amended BY THE ADDITION OF A NEW SECTION to read:

3           **35-1-106.8. Biological pest control cash fund - creation.**

4           (1) ALL REVENUES COLLECTED IN PURSUIT OF THE DEPARTMENT'S  
5 EFFORTS TO CONDUCT ITS PROGRAM OF BIOLOGICAL PEST CONTROL SHALL  
6 BE TRANSMITTED TO THE STATE TREASURER, WHO SHALL CREDIT THE  
7 SAME TO THE BIOLOGICAL PEST CONTROL CASH FUND, WHICH FUND IS  
8 HEREBY CREATED IN THE STATE TREASURY. ALL MONEYS CREDITED TO  
9 THE CASH FUND AND ALL INTEREST EARNED ON THE INVESTMENT OF  
10 MONEYS IN THE CASH FUND SHALL BE A PART OF THE CASH FUND AND  
11 SHALL NOT BE TRANSFERRED OR CREDITED TO THE GENERAL FUND OR TO  
12 ANY OTHER FUND EXCEPT AS DIRECTED BY THE GENERAL ASSEMBLY  
13 ACTING BY BILL. THE CASH FUND IS CREATED TO SUPPLEMENT ANY  
14 GENERAL FUND APPROPRIATION. IN ADDITION TO ANY APPROPRIATION  
15 FROM THE GENERAL FUND, THE GENERAL ASSEMBLY SHALL MAKE ANNUAL  
16 APPROPRIATIONS FROM THE CASH FUND TO THE DEPARTMENT TO CARRY  
17 OUT THE BIOLOGICAL CONTROL OF AGRICULTURAL AND ENVIRONMENTAL  
18 PESTS.

19           (2) THE COMMISSION MAY ESTABLISH A FEE SCHEDULE TO COVER  
20 THE DIRECT AND INDIRECT COSTS OF THE COLLECTION AND DISTRIBUTION  
21 OF BENEFICIAL INSECTS.

22           **SECTION 2. Appropriation.** In addition to any other  
23 appropriation, there is hereby appropriated, out of any moneys in the  
24 biological pest control cash fund created in section 35-1-106.8 (1),  
25 Colorado Revised Statutes, not otherwise appropriated, to the department  
26 of agriculture, for allocation to the agricultural services division, for the  
27 fiscal year beginning July 1, 2007, the sum of twenty-three thousand

1 eleven dollars (\$23,011), or so much thereof as may be necessary, for the  
2 implementation of this act.

3 **SECTION 3. Safety clause.** The general assembly hereby finds,  
4 determines, and declares that this act is necessary for the immediate  
5 preservation of the public peace, health, and safety.