

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

**REVISED**

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

LLS NO. 13-0167.01 Jery Payne x2157

**SENATE BILL 13-223**

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**SENATE SPONSORSHIP**

**Brophy,**

**HOUSE SPONSORSHIP**

**Mitsch Bush,**

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**Senate Committees**

Agriculture, Natural Resources, & Energy

**House Committees**

Agriculture, Livestock, & Natural Resources

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**A BILL FOR AN ACT**

101 **CONCERNING THE CONTINUATION OF THE NOXIOUS WEED ADVISORY**  
102 **COMMITTEE.**

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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 - Senate Agriculture, Natural Resources, and Energy Committee.** The bill continues the state noxious weed advisory committee indefinitely. 2 nonvoting members are added to the committee. One represents the Colorado department of transportation and the other represents the department of natural resources. The committee is also

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  
Amended 2nd Reading  
April 25, 2013

SENATE  
3rd Reading Unamended  
April 15, 2013

SENATE  
Amended 2nd Reading  
April 12, 2013

directed to make recommendations about noxious weeds on surface waters and public lands.

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*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)(I) 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) SEPTEMBER 1, 2023:

(I) 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;

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

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

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

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

9 (II) THE REMAINING TWO MEMBERS ARE:

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

13 (B) ONE NONVOTING MEMBER WHO IS APPOINTED BY THE  
14 DEPARTMENT OF NATURAL RESOURCES WITH THE APPROVAL OF THE  
15 COMMISSIONER.

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

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

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

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

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

5 (5) This section is repealed, effective July 1, 2013 SEPTEMBER 1,  
6 2023. Prior to ~~such~~ THE repeal, the state noxious weed advisory  
7 committee ~~shall be~~ IS reviewed as ~~provided for in~~ UNDER section  
8 2-3-1203, C.R.S.

9 **SECTION 3. 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.