

HOUSE COMMITTEE OF REFERENCE REPORT

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Chairman of Committee

March 9, 2016  
Date

Committee on Finance.

After consideration on the merits, the Committee recommends the following:

HB16-1266 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend printed bill, page 2, line 15, strike "ENVIRONMENT," and substitute  
2 "ENVIRONMENT AND SET FORTH IN THE RULES,".

3 Page 2, line 26, strike "ENVIRONMENT," and substitute "ENVIRONMENT  
4 AND SET FORTH IN THE RULES,".

5 Page 3, line 3, strike "AND" and substitute "AND, ONCE THE DEPARTMENT  
6 HAS PROMULGATED A RULE TO IMPLEMENT THIS SUB-SUBPARAGRAPH (A)  
7 AND AFTER THE PROCEDURES OF SUB-SUBPARAGRAPH (C) OF THIS  
8 SUBPARAGRAPH (III) HAVE BEEN COMPLIED WITH,".

9 Page 3, after line 7 insert:

10 "(C) BEFORE EITHER THE DEPARTMENT MAY, OR THE LICENSE  
11 SHALL, DESTROY THE PRODUCTS, THE LICENSEE MAY CONTEST THE  
12 RESULTS OF THE TEST BY FILING WRITTEN NOTICE WITH THE DEPARTMENT  
13 WITHIN FIVE DAYS AFTER RECEIPT OF THE TEST RESULTS. THE  
14 DEPARTMENT SHALL NOTIFY THE LICENSEE OF THIS OPPORTUNITY, SHALL  
15 HOLD A HEARING ON THE MATTER WITHIN TWO WEEKS AFTER RECEIPT OF  
16 THE NOTICE OF APPEAL, AND SHALL PROMPTLY DETERMINE THE MATTER  
17 AND PROVIDE THE LICENSEE WITH WRITTEN NOTICE OF ITS  
18 DETERMINATION.".

1 Page 3, line 17, strike "(C)" and substitute "(C); and **add** (3) (a) (IV) (H)".  
2 Page 3, line 27, strike "ENVIRONMENT," and substitute "ENVIRONMENT  
3 AND SET FORTH IN THE RULES,".

4 Page 4, line 5, strike "ENVIRONMENT" and substitute "ENVIRONMENT AND  
5 SET FORTH IN THE RULES".

6 Page 4, line 11, strike "AUTHORITY, AND" and substitute "AUTHORITY,  
7 AND, ONCE THE DEPARTMENT HAS PROMULGATED A RULE TO IMPLEMENT  
8 THIS SUB-SUBPARAGRAPH (C) AND AFTER THE PROCEDURES OF  
9 SUB-SUBPARAGRAPH (H) OF THIS SUBPARAGRAPH (IV) HAVE BEEN  
10 COMPLIED WITH,".

11 Page 4, after line 14 insert:

12 "(H) BEFORE EITHER THE DEPARTMENT MAY, OR THE LICENSE  
13 SHALL, DESTROY THE PRODUCTS, THE LICENSEE MAY CONTEST THE  
14 RESULTS OF THE TEST BY FILING WRITTEN NOTICE WITH THE DEPARTMENT  
15 WITHIN FIVE DAYS AFTER RECEIPT OF THE TEST RESULTS. THE  
16 DEPARTMENT SHALL NOTIFY THE LICENSEE OF THIS OPPORTUNITY, SHALL  
17 HOLD A HEARING ON THE MATTER WITHIN TWO WEEKS AFTER RECEIPT OF  
18 THE NOTICE OF APPEAL, AND SHALL PROMPTLY DETERMINE THE MATTER  
19 AND PROVIDE THE LICENSEE WITH WRITTEN NOTICE OF ITS  
20 DETERMINATION.".

21 Page 4, strike lines 15 through 27.

22 Page 5, strike line 1.

23 Renumber succeeding section accordingly.

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