

SENATE COMMITTEE OF REFERENCE REPORT

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Chairman of Committee

February 9, 2006  
Date

Committee on Agriculture, Natural Resources & Energy.

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

SB06-075 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend printed bill, strike everything below the enacting clause and  
2 substitute the following:

3 "SECTION 1. Part 1 of article 6 of title 33, Colorado Revised  
4 Statutes, is amended BY THE ADDITION OF A NEW SECTION to  
5 read:

6 **33-6-132. Knowingly luring coyotes, foxes, raccoons, and**  
7 **skunks.** (1) UNLESS OTHERWISE PERMITTED BY COMMISSION RULE, IT IS  
8 UNLAWFUL FOR ANY PERSON TO PLACE FOOD OR EDIBLE WASTE IN THE  
9 OPEN WITH THE INTENT OF LURING A WILD COYOTE, FOX, RACCOON, OR  
10 SKUNK TO SUCH FOOD OR EDIBLE WASTE IN AN URBAN AREA.

11 (2) THIS SECTION SHALL NOT APPLY TO ACTS RELATED TO  
12 AGRICULTURE, AS DEFINED IN SECTION 35-1-102 (1), C.R.S.

13 (3) FOR THE PURPOSES OF THIS SECTION, UNLESS THE CONTEXT  
14 OTHERWISE REQUIRES:

15 (a) "FOOD OR EDIBLE WASTE" SHALL NOT INCLUDE LIVE ANIMALS  
16 OR FOOD THAT IS GROWN IN THE OPEN PRIOR TO SUCH FOOD BEING  
17 HARVESTED.

18 (b) "URBAN AREA" MEANS ANY LAND LOCATED WITHIN ANY  
19 INCORPORATED CITY OR MUNICIPALITY.

1           (4) ANY PERSON WHO VIOLATES THIS SECTION SHALL BE GIVEN A  
2 WARNING. UPON A SECOND OR SUBSEQUENT VIOLATION OF THIS SECTION,  
3 SUCH PERSON IS GUILTY OF A PETTY OFFENSE AND, UPON CONVICTION,  
4 SHALL BE PUNISHED BY A FINE NOT TO EXCEED:

5           (a) ONE HUNDRED DOLLARS FOR A FIRST OFFENSE;

6           (b) FIVE HUNDRED DOLLARS FOR A SECOND OFFENSE;

7           (c) ONE THOUSAND DOLLARS FOR A THIRD OR SUBSEQUENT  
8 OFFENSE.

9           **SECTION 2. 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."

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