

First Regular Session Sixty-seventh  
General Assembly STATE OF  
COLORADO

DRAFT

LLS NO. 09-0229.01 Jery Payne **SUNSET BILL Sunset Process - Senate Agriculture and  
Natural Resources Committee**

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**SHORT TITLE:** "Sunset Livestock Market Regulation"

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**A BILL FOR AN ACT**

101 **CONCERNING THE CONTINUATION OF THE REGULATION OF PUBLIC**  
102 **LIVESTOCK MARKETS.**

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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.)*

**Sunset Process - Senate Agriculture and Natural Resources Committee.** Implements the recommendations of the department of regulatory agencies in its sunset review of the regulation of public livestock markets by the state board of stock inspection commissioners as follows:

□ *Recommendation 1. Continues the regulation of public livestock markets until July 1, 2014.*

*Capital letters indicate new material to be added to existing statute. Dashes through the words indicate deletions from existing statute.*

□ Recommendation 2. Provides for a sunset review of the state board of stock inspection commissioners on July 1, 2012.

□ Recommendation 3. Changes the public livestock market license expiration and renewal from May 1 of each year to a date set administratively.

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

2 <{**Recommendation 1**}>

3 **SECTION 1. Repeal.** 24-34-104 (40) (l), Colorado Revised  
4 Statutes, is repealed as follows:

5 **24-34-104. General assembly review of regulatory agencies**  
6 **and functions for termination, continuation, or reestablishment.**

7 (40) The following agencies, functions, or both, shall terminate on July  
8 1, 2009:

9 ~~(l) The licensing of public livestock markets through the state~~  
10 ~~board of stock inspection commissioners in accordance with article 55 of~~  
11 ~~title 35, C.R.S.,~~

12 **SECTION 2.** 24-34-104 (45), Colorado Revised Statutes, is  
13 amended BY THE ADDITION OF A NEW PARAGRAPH to read:

14 **24-34-104. General assembly review of regulatory agencies**  
15 **and functions for termination, continuation, or reestablishment.**

16 (45) The following agencies, functions, or both, shall terminate on July  
17 1, 2014:

18 (h) THE LICENSING OF PUBLIC LIVESTOCK MARKETS PURSUANT TO  
19 ARTICLE 55 OF TITLE 35, C.R.S.

20 **SECTION 3.** 35-55-119, Colorado Revised Statutes, is amended  
21 to read:

22 **35-55-119. Termination of functions - repeal of article.** ~~The~~

1 ~~licensing functions of the state board of stock inspection commissioners~~  
2 ~~as set forth in this article are~~ THIS ARTICLE IS repealed, effective July 1,  
3 ~~2009-2014. Prior to such~~ THE repeal, the licensing functions shall be  
4 reviewed as provided for in section 24-34-104, C.R.S. ~~This article is~~  
5 ~~repealed, effective July 1, 2009.~~

6 <{**Recommendation 2**}>

7 **SECTION 4.** 24-34-104 (43), Colorado Revised Statutes, is  
8 amended BY THE ADDITION OF A NEW PARAGRAPH to read:

9 **24-34-104. General assembly review of regulatory agencies**  
10 **and functions for termination, continuation, or reestablishment.**

11 (43) The following agencies, functions, or both, shall terminate on July  
12 1, 2012:

13 (f) THE STATE BOARD OF STOCK INSPECTION COMMISSIONERS,  
14 CREATED IN SECTION 35-41-101, C.R.S.

15 **SECTION 5.** Article 41 of title 35, Colorado Revised Statutes, is  
16 amended BY THE ADDITION OF A NEW SECTION to read:

17 **35-41-105. Repeal of article.** THIS ARTICLE IS REPEALED,  
18 EFFECTIVE JULY 1, 2012. PRIOR TO THE REPEAL, THE FUNCTIONS OF THE  
19 BOARD UNDER THIS ARTICLE SHALL BE REVIEWED PURSUANT TO SECTION  
20 24-34-104, C.R.S.

21 <{**Recommendation 3**}>

22 **SECTION 6.** 35-55-103, Colorado Revised Statutes, is amended  
23 to read:

24 **35-55-103. License fee - rules.** No person ~~partnership, or~~  
25 ~~corporation~~ shall engage in the operation of a public livestock market  
26 within the state of Colorado without first procuring a license from the  
27 state board of stock inspection commissioners and paying ~~therefor~~ a fee

1     *prescribed by the board in an amount sufficient to cover the*  
2     *administrative costs of the licensing provisions of this article. ~~Said THE~~*  
3     *license ~~shall~~ MAY be renewed by eligible applicants ~~prior to May 1 in~~*  
4     *each calendar year thereafter, upon like application and payment of a like*  
5     *fee* *IN ACCORDANCE WITH AN EXPIRATION AND RENEWAL SCHEDULE*  
6     *ESTABLISHED IN RULES PROMULGATED BY THE COMMISSIONER OF*  
7     *AGRICULTURE. An application for a license to establish and operate*  
8     *public livestock markets shall be in writing upon a blank form to be*  
9     *furnished by the ~~state board of stock inspection commissioners~~ and shall*  
10    *be accompanied by the fee prescribed by the board pursuant to this*  
11    *section. If the board does not issue a license or renewal, the fee must be*  
12    *returned to the applicant.*

13            **SECTION 7. Effective date.** *This act shall take effect July 1,*  
14    *2009.*

15            **SECTION 8. Safety clause.** *The general assembly hereby finds,*  
16    *determines, and declares that this act is necessary for the immediate*  
17    *preservation of the public peace, health, and safety.*