

SB23-038

SENATE FLOOR AMENDMENT

Second Reading

BY SENATOR Jaquez Lewis

1 Amend the Agriculture and Natural Resources Committee report, dated
2 February 16, 2023, page 1, line 5, after "**consumption** -" insert "**export**
3 **from the state** -".

4 Page 1, after line 11 insert:

5 "(c) "PUBLIC LIVESTOCK MARKET" HAS THE MEANING SET FORTH
6 IN SECTION 35-41-100.3 (6).".

7 Page 1, strike line 15 and substitute "IF THE PERSON:

8 (a) VIOLATES SUBSECTION (3) OF THIS SECTION;

9 (b) EXPORTS AN EQUINE FROM THE STATE WITH THE INTENT OF
10 KILLING, OR HAVING ANOTHER PERSON KILL, THE EQUINE, AND THE PERSON
11 KNOWS OR REASONABLY SHOULD KNOW THAT ANY PART OF THE EQUINE
12 WILL BE USED FOR HUMAN CONSUMPTION; OR

13 (c) EXPORTS EQUINE MEAT FROM THE STATE AND THE PERSON
14 KNOWS OR REASONABLY SHOULD KNOW THAT THE MEAT WILL BE USED
15 FOR HUMAN CONSUMPTION.".

16 Page 2, strike line 22 and substitute:

17 "(5) **Acts that are separate offenses.** (a) FOR EVERY ONE
18 HUNDRED POUNDS OF EQUINE MEAT A PERSON EXPORTS FROM THE STATE
19 IN VIOLATION OF SUBSECTION (2)(c) OF THIS SECTION, IT IS A SEPARATE
20 OFFENSE.

21 (b) EACH EPISODE OF EQUINES".

22 Page 2, after line 39, insert:

23 "(d) UPON A THIRD OR SUBSEQUENT CONVICTION FOR A VIOLATION
24 OF SUBSECTION (2) OR (3) OF THIS SECTION AND IN ADDITION TO ANY
25 OTHER PENALTY, THE COURT SHALL ENTER AN ORDER:

26 (I) PERMANENTLY PROHIBITING THE PERSON FROM OWNING,
27 POSSESSING, OR CARING FOR AN EQUINE; AND

28 (II) PROHIBITING THE PERSON FROM PARTICIPATING IN A PUBLIC
29 LIVESTOCK MARKET TO BUY OR SELL EQUINES FOR NOT LESS THAN THREE
30 AND NOT MORE THAN FIVE YEARS.".

31 Page 3, strike lines 17 through 20 and substitute:

1 "UNDER SECTION 18-9-210, COLORADO REVISED
2 STATUTES, THE EXPORT OF EQUINE LIVESTOCK IN
3 COLORADO FOR SLAUGHTER FOR HUMAN CONSUMPTION IS
4 PUNISHABLE BY A FINE OF UP TO ONE THOUSAND DOLLARS."

5 Page 3, strike lines 33 through 36.

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