CHAPTER 289

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AGRICULTURE

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HOUSE BILL 00-1286

BY REPRESENTATIVES Webster, Alexander, Hoppe, Johnson, Kester, Mitchell, Smith, Spradley, Stengel, Tool, Young, Dean, Gagliardi, George, Hefley, Larson, Lee, Miller, Tapia, and Taylor;
also SENATORS Chlouber, Dennis, Hernandez, Lamborn, Powers, and Wattenberg.

AN ACT

CONCERNING THE EXPENDITURE OF MONEY FOR THE PROTECTION OF LIVESTOCK.

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

SECTION 1. 35-50-114.5 (4), Colorado Revised Statutes, is amended to read:

35-50-114.5. Cervidae disease revolving fund - creation. (4) All moneys credited to the fund and all interest earned on the investment of moneys in the fund shall be a part of the fund and shall not be transferred or credited to the general fund or to any other fund except as directed by the general assembly acting by bill. ~~The general assembly shall make annual appropriations from~~ MONEYS IN the fund ARE CONTINUOUSLY APPROPRIATED to the commission for direct and indirect expenses incurred in carrying out the purposes of this section.

SECTION 2. 35-7-202 (1), Colorado Revised Statutes, is amended to read:

35-7-202. Control and eradication of predatory animals. (1) The boards of county commissioners of the several counties of the state are authorized to purchase materials and equipment and to employ one or more suitable persons to control coyotes or other injurious predatory animals within the limits of their respective counties. Any materials and equipment so purchased and compensation for such services shall be paid out of the general fund or a specially designated fund of such county. ~~but no such county shall expend for such purposes more than twenty thousand dollars in any one year.~~

SECTION 3. 35-50-140.5 (2), Colorado Revised Statutes, is amended to read:

35-50-140.5. Indemnification for sale of exposed livestock - diseased livestock

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Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

indemnity fund. (2) There is hereby created in the state treasury a fund to be known as the diseased livestock indemnity fund. The unexpended and unencumbered balance of moneys appropriated by the general assembly for payments to sanitary inspectors pursuant to section 35-50-116 (2) shall be credited to the diseased livestock indemnity fund, upon approval of the commissioner, at the end of each fiscal year. The moneys in the fund ~~shall be subject to annual appropriation by the general assembly~~ ARE CONTINUOUSLY APPROPRIATED for the purpose of making payments as provided in this section.

SECTION 4. 35-41-102, Colorado Revised Statutes, is amended to read:

35-41-102. Brand inspection fund - estray fund. All moneys coming into the hands of the state board of stock inspection commissioners from the sale of estray animals shall constitute and be known as the estray fund, WHICH FUND IS HEREBY CONTINUOUSLY APPROPRIATED TO THE BOARD, and shall be kept in an account separate and distinct from other accounts, in conformity with regulations to be prescribed by said board. All other funds of said board, including fees collected for the inspection of cattle, shall constitute and be known as the brand inspection fund of said board, which shall be kept in conformity with the regulations to be prescribed by said board. The board is authorized, in the administration of the brand inspection fund, to maintain an accounts receivable system for the collection of all moneys to be credited to said fund. The board is authorized to expend a maximum of three and six-tenths percent, or actual costs, whichever is less, of the base appropriation allocated to the brand inspection division to offset the indirect costs of the board.

SECTION 5. Effective date. This act shall take effect July 1, 2000.

SECTION 6. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: May 30, 2000