

HB22-1235

HOUSE FLOOR AMENDMENT

Second Reading BY REPRESENTATIVES McCormick and Catlin

1 Amend the Agriculture, Livestock, and Water Committee Report, dated
2 March 7, 2022, page 1, strike line 1 and substitute:

3 "Amend printed bill, page 6, line 7, after "**add**" insert "(1.5),".

4 Page 6 of the bill, after line 9, insert:

5 "(1.5) "ANIMAL SHELTER" HAS THE MEANING SET FORTH IN
6 SECTION 35-80-102.".

7 Page 6 of the bill, strike line 23 and substitute "OR".

8 Page 1 of the committee report, after line 6 insert:

9 "Page 7 of the bill, line 22, after "TO" insert "ANIMAL".".

10 Page 1 of the committee report, after line 12 insert:

11 "Page 13 of the bill, strike lines 5 through 7 and substitute:

12 "**SECTION 16.** In Colorado Revised Statutes, **amend** 12-315-115
13 as follows:

14 **12-315-115. Abandonment of animals - definition.** (1) An
15 animal placed in the custody of a licensed veterinarian for treatment,
16 boarding, or other care that is unclaimed by its owner or the owner's agent
17 for more than ten days after written notice, by certified mail, return
18 receipt requested, is given to the addressee at the last-known address is
19 deemed to be abandoned and may be turned over to the nearest ~~humane~~
20 ~~society or~~ animal shelter or disposed of in a manner deemed appropriate
21 by the custodian.

22 (2) The".".

23 Page 2 of the committee report, strike lines 17 through 36.

24 Page 3 of the committee report, strike lines 1 and 2 and substitute:

25 ""**SECTION 22.** In Colorado Revised Statutes, 12-280-103, **add**
26 (2.5) as follows:

27 **12-280-103. Definitions - rules.** As used in this article 280, unless
28 the context otherwise requires or the term is otherwise defined in another
29 part of this article 280:

1 (2.5) "ANIMAL SHELTER" HAS THE MEANING SET FORTH IN SECTION
2 35-80-102.

3 **SECTION 23.** In Colorado Revised Statutes, 12-280-112, **amend**
4 (1)(q) as follows:

5 **12-280-112. Fees.** (1) The director shall determine, and the board
6 shall collect, fees pursuant to section 12-20-105 for the following
7 licenses, certifications, and registrations:

8 (q) For the initial and renewal registration of ~~humane societies~~
9 ANIMAL SHELTERS and animal control agencies pursuant to section
10 12-280-119 (12);

11 **SECTION 24.** In Colorado Revised Statutes, 12-280-119, **amend**
12 (12)(a) and (12)(b) as follows:

13 **12-280-119. Registration of facilities - rules.** (12) (a) ~~A humane~~
14 ~~society~~ AN ANIMAL SHELTER that is duly registered with the secretary of
15 state and has been in existence and in business for at least five years in
16 this state as a nonprofit corporation, or an animal control agency that is
17 operated by a unit of government, shall register with the board.

18 (b) The board may issue a limited license to ~~a humane society~~ AN
19 ANIMAL SHELTER or animal control agency to perform the activities
20 described in section 12-280-120 (17).

21 **SECTION 25.** In Colorado Revised Statutes, 12-280-120, **amend**
22 (17)(a) introductory portion and (17)(b); and **add** (17)(a)(III) as follows:

23 **12-280-120. Compounding - dispensing - sale of drugs and**
24 **devices - rules - definition.** (17) (a) ~~A humane society~~ AN ANIMAL
25 SHELTER or animal control agency that is registered with the board
26 pursuant to section 12-280-119 (12) is authorized to:

27 (III) PURCHASE AND POSSESS VACCINES AND ADMINISTER
28 VACCINES IN ACCORDANCE WITH APPLICABLE LAWS.

29 (b) ~~A society~~ AN ANIMAL SHELTER or ANIMAL CONTROL agency
30 registered pursuant to section 12-280-119 (12) shall not permit a person
31 to administer scheduled controlled substances, sodium pentobarbital, or
32 sodium pentobarbital in combination with other noncontrolled
33 prescription drugs that are medically recognized for euthanasia unless the
34 person has demonstrated adequate knowledge of the potential hazards and
35 proper techniques to be used in administering the drug or combination of
36 drugs.

37 **SECTION 26.** In Colorado Revised Statutes, 18-13-123, **amend**
38 (4)(b) as follows:

39 **18-13-123. Unlawful administration of gamma**
40 **hydroxybutyrate (GHB) or ketamine.** (4) (b) It ~~shall not be~~ IS NOT a
41 violation of this section if ketamine is distributed or dispensed by or
42 under the direction of ~~such authorized~~ A person AUTHORIZED AS
43 DESCRIBED IN SUBSECTION (4)(a) OF THIS SECTION for use by ~~a humane~~

1 ~~society~~ AN ANIMAL SHELTER, AS DEFINED IN SECTION 35-80-102, that is
2 duly registered with the secretary of state and has been in existence and
3 in business for at least five years in this state as a nonprofit corporation
4 or by an animal control agency that is operated by a unit of government
5 to control animals and to euthanize injured, sick, homeless, or unwanted
6 pets or animals if the ~~humane society~~ ANIMAL SHELTER or animal control
7 agency is registered pursuant to section 12-280-119 (12).

8 **SECTION 27.** In Colorado Revised Statutes, **amend** 18-18-103
9 as follows:

10 **18-18-103. Special definition - board.** As used in parts 1 and 2
11 of this ~~article~~ ARTICLE 18, "board" means the state board of pharmacy. As
12 used in parts 3, 4, 5, and 6 of this ~~article~~ ARTICLE 18, "board" means the
13 respective licensing board responsible for licensing and registering
14 practitioners or other persons who are subject to registration pursuant to
15 part 3 of this ~~article~~ ARTICLE 18. For physicians the respective board is the
16 Colorado medical board; for podiatrists the respective board is the
17 Colorado podiatry board; for dentists the respective board is the Colorado
18 dental board; for optometrists the respective board is the state board of
19 optometry; for pharmacists and pharmacies the respective board is the
20 state board of pharmacy; for veterinarians the respective board is the state
21 board of veterinary medicine; and for manufacturers, distributors, and
22 ~~humane societies~~ ANIMAL SHELTERS, AS DEFINED IN SECTION 35-80-102,
23 the respective board is the state board of pharmacy.

24 **SECTION 28.** In Colorado Revised Statutes, 18-18-302, **amend**
25 (1) as follows:

26 **18-18-302. Registration requirements - definitions.** (1) Every
27 person who manufactures, distributes, or dispenses any controlled
28 substance within this state, or who proposes to engage in the manufacture,
29 distribution, or dispensing of any controlled substance within this state,
30 shall obtain annually or biannually, if applicable, a registration, issued by
31 the respective licensing board or the department in accordance with rules
32 adopted by such board or by the department. For purposes of this section
33 and this article 18, "registration" or "registered" means the registering of
34 manufacturers, pharmacists, pharmacies, and ~~humane societies~~ ANIMAL
35 SHELTERS, AS DEFINED IN SECTION 35-80-102, located in this state, and
36 distributors located in or doing business in this state, by the state board of
37 pharmacy, as set forth in article 280 of title 12, the licensing of physicians
38 by the Colorado medical board, as set forth in article 240 of title 12, the
39 licensing of podiatrists by the Colorado podiatry board, as set forth in
40 article 290 of title 12, the licensing of dentists by the Colorado dental
41 board, as set forth in article 220 of title 12, the licensing of optometrists
42 by the state board of optometry, as set forth in article 275 of title 12, the
43 licensing of veterinarians by the state board of veterinary medicine, as set

1 forth in article 315 of title 12, and the licensing of researchers and
2 addiction programs by the department of human services, as set forth in
3 part 2 of article 80 of title 27."."

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