

**Second Regular Session  
Seventy-fourth General Assembly  
STATE OF COLORADO**

**ENGROSSED**

*This Version Includes All Amendments Adopted  
on Second Reading in the House of Introduction*

LLS NO. 24-1173.01 Yelana Love x2295

**HOUSE BILL 24-1458**

---

**HOUSE SPONSORSHIP**

**Duran and Armagost, McCormick, McLachlan**

**SENATE SPONSORSHIP**

**Zenzinger and Roberts,**

---

**House Committees**

Agriculture, Water & Natural Resources  
Appropriations

**Senate Committees**

---

**A BILL FOR AN ACT**

101 **CONCERNING THE CREATION OF THE DIVISION OF ANIMAL WELFARE IN**  
102 **THE DEPARTMENT OF AGRICULTURE, AND, IN CONNECTION**  
103 **THEREWITH, MAKING AND REDUCING AN APPROPRIATION.**

---

**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)*

The bill creates the division of animal welfare (division) within the department of agriculture. The division is created to promote domestic animal welfare, including providing education and outreach, creating voluntary programs, and awarding grants.

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters or bold & italic numbers indicate new material to be added to existing law.*  
*Dashes through the words or numbers indicate deletions from existing law.*

HOUSE  
Amended 2nd Reading  
April 26, 2024

---

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

2           **SECTION 1.** In Colorado Revised Statutes, 24-1-123, **amend**  
3 (4)(c)(II); and **add** (4)(g.5) as follows:

4           **24-1-123. Department of agriculture - creation.** (4) The  
5 department of agriculture consists of the following divisions:

6           (c) (II) The state bureau of animal protection, created in article 42  
7 of title 35. The state bureau of animal protection is a **type 2** entity, as  
8 defined in section 24-1-105. The state bureau of animal protection  
9 exercises its powers and performs its duties and functions under the  
10 department of agriculture and is allocated to the division of animal  
11 ~~industry~~ WELFARE as a section ~~thereof~~ OF THE DEPARTMENT.

12           (g.5) THE DIVISION OF ANIMAL WELFARE, THE HEAD OF WHICH IS  
13 THE DIRECTOR OF THE DIVISION OF ANIMAL WELFARE. THE DIVISION OF  
14 ANIMAL WELFARE AND THE OFFICE OF THE DIRECTOR OF THE DIVISION OF  
15 ANIMAL WELFARE, CREATED IN ARTICLE 1 OF TITLE 35, ARE **TYPE 2**  
16 ENTITIES, AS DEFINED IN SECTION 24-1-105, AND EXERCISE THEIR POWERS  
17 AND PERFORM THEIR DUTIES AND FUNCTIONS UNDER THE DEPARTMENT OF  
18 AGRICULTURE.

19           **SECTION 2.** In Colorado Revised Statutes, **amend** 35-1-108 as  
20 follows:

21           **35-1-108. Divisions created.** There is created in the department  
22 an administrative services division, a division of plant industry, a division  
23 of animal health, A DIVISION OF ANIMAL WELFARE, a division of markets,  
24 and a division of inspection and consumer services. These divisions are  
25 **type 2** entities, as defined in section 24-1-105.

26           **SECTION 3.** In Colorado Revised Statutes, 35-1-104, **add**

1 (1)(gg) as follows:

2 **35-1-104. Functions, powers, and duties - rules.** (1) The  
3 department has and shall exercise the following functions, powers, and  
4 duties:

5 (gg) TO PROMOTE DOMESTIC ANIMAL WELFARE, INCLUDING  
6 PROVIDING EDUCATION AND OUTREACH; CREATING VOLUNTARY  
7 PROGRAMS; AND AWARDING GRANTS. PRIOR TO CREATING A VOLUNTARY  
8 PROGRAM OR AWARDING GRANTS PURSUANT TO THIS SUBSECTION (1)(gg),  
9 THE DEPARTMENT SHALL CONDUCT A STAKEHOLDER PROCESS TO RECEIVE  
10 INPUT FROM THOSE INTERESTED IN THE PROPOSED PROGRAM OR GRANT  
11 AND RECEIVE APPROVAL FROM THE COMMISSION.

12 **SECTION 4.** In Colorado Revised Statutes, 35-42-103, **amend**  
13 the introductory portion and (7) as follows:

14 **35-42-103. Definitions.** As used in this ~~article~~ ARTICLE 42, unless  
15 the context otherwise requires:

16 (7) "Division" means the division of animal ~~industry~~ WELFARE of  
17 the department. ~~of agriculture.~~

18 **SECTION 5.** In Colorado Revised Statutes, 35-42-107, **amend**  
19 (7) as follows:

20 **35-42-107. Bureau personnel - appointment.** (7) Agents  
21 authorized to investigate cases involving livestock shall be employees of  
22 the division, THE DIVISION OF ANIMAL HEALTH, or the division of brand  
23 inspection of the department or any sheriffs when appointed and within  
24 their jurisdiction.

25 **SECTION 6.** In Colorado Revised Statutes, 18-9-204.5, **amend**  
26 (2)(a.5) as follows:

27 **18-9-204.5. Unlawful ownership of dangerous dog - legislative**

1 **declaration - definitions.** (2) As used in this section, unless the context  
2 otherwise requires:

3 (a.5) "Bureau" means the bureau of animal protection in the  
4 ~~department of agriculture~~, division of animal ~~industry~~ WELFARE, created  
5 pursuant to section 35-42-105, ~~C.R.S.~~ IN THE DEPARTMENT OF  
6 AGRICULTURE.

7 **SECTION 7. Appropriation - adjustments to 2024 long bill.**

8 (1) To implement this act, the general fund appropriation made in the  
9 annual general appropriation act for the 2024-25 state fiscal year to the  
10 department of agriculture for use by the agricultural services division for  
11 the animal industry division is decreased by \$464,630, and the related  
12 FTE is decreased by 2.8 FTE.

13 (2) For the 2024-25 state fiscal year, \$664,630 is appropriated to  
14 the department of agriculture for use by the division of animal welfare.  
15 This appropriation is from the general fund, and is based on an  
16 assumption that the division will require an additional 2.8 FTE. To  
17 implement this act, the division may use this appropriation for program  
18 costs.

19 **SECTION 8. Act subject to petition - effective date.** This act  
20 takes effect at 12:01 a.m. on the day following the expiration of the  
21 ninety-day period after final adjournment of the general assembly; except  
22 that, if a referendum petition is filed pursuant to section 1 (3) of article V  
23 of the state constitution against this act or an item, section, or part of this  
24 act within such period, then the act, item, section, or part will not take  
25 effect unless approved by the people at the general election to be held in  
26 November 2024 and, in such case, will take effect on the date of the  
27 official declaration of the vote thereon by the governor.