

CHAPTER 176

AGRICULTURE

HOUSE BILL 07-1308

BY REPRESENTATIVE(S) Curry, Gibbs, Looper, and Sonnenberg;
also SENATOR(S) Isgar.

AN ACT

CONCERNING A LATE FEE FOR AN ASSESSMENT ON A BRAND RECORDED BY THE STATE BOARD OF STOCK INSPECTION COMMISSIONERS.

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

SECTION 1. The introductory portion to 35-43-115 (1) (a) and 35-43-115 (1) (b), Colorado Revised Statutes, are amended to read:

35-43-115. Assessment of brands - rules. (1) (a) To revise and disencumber the brand records of unused brands and to provide revenues with which to publish new brand books and otherwise assist in the operational cost of the division of brand inspection, the state board of stock inspection commissioners has the authority to impose an assessment AND, WHEN APPLICABLE, A LATE FEE in an amount determined by the board by rule on every brand recorded in the office of the board on or before January 1, 2002, to cover the five-year period beginning on January 1, 2002, and ending on December 31, 2006, and like assessments covering every five years thereafter; except that, notwithstanding any other requirement of this section:

(b) It is the duty of the board to notify every owner of a recorded brand of ~~such~~ THE assessment AUTHORIZED BY PARAGRAPH (a) OF THIS SUBSECTION (1) through the United States mail by letter addressed to the owner at the owner's post-office address as given in the brand records. The assessment shall be due and payable within ninety days after January 1 of the assessment year. If any owner of a recorded brand fails or refuses to pay the assessment within the ninety days, the board may mail a second notice by certified mail AND IMPOSE A LATE FEE. If, within ninety days after the second mailing, any owner of a recorded brand fails or refuses to pay such assessment AND LATE FEE, the brand shall be cancelled from the valid registry of livestock brands in the office of the board and may be reissued and recorded as a new brand after the expiration of three years from the date of such

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

cancellation. The board shall give a receipt for any such payment.

SECTION 2. 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: April 26, 2007