

CHAPTER 116

GOVERNMENT - STATE

HOUSE BILL 08-1181

BY REPRESENTATIVE(S) Rose, Fischer, Looper, McFadyen, and Stephens;
also SENATOR(S) Gibbs, and Wiens.

AN ACT

**CONCERNING REQUIREMENTS GOVERNING THE PURCHASE OF COMPOST MATERIALS BY STATE
GOVERNMENTAL BODIES.**

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

SECTION 1. Part 2 of article 103 of title 24, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

24-103-209. Purchase of compost by governmental bodies - definitions.

(1) IN ADDITION TO ANY OTHER APPLICABLE REQUIREMENT SPECIFIED IN THE CODE, NO COMPOST MAY BE PURCHASED BY A "GOVERNMENTAL BODY", AS DEFINED IN SECTION 24-101-301, C.R.S., UNLESS THE COMPOST SATISFIES MINIMUM STANDARDS SPECIFIED BY THE DEPARTMENT OF AGRICULTURE.

(2) FOR PURPOSES OF THIS SECTION, "COMPOST" MEANS A SUBSTANCE DERIVED FROM A PROCESS OF BIOLOGICALLY DEGRADING ORGANIC MATERIALS THAT CONTAINS ONE OR MORE ESSENTIAL AVAILABLE PLANT NUTRIENTS AND THAT COMPLIES WITH MINIMUM STANDARDS FOR THE IDENTIFICATION OF SUCH SUBSTANCE SPECIFIED BY THE COMMISSIONER OF AGRICULTURE BY RULE.

SECTION 2. Effective date. (1) This act shall take effect January 1, 2009.

(2) However, if a referendum petition is filed against this act or an item, section, or part of this act during the 90-day period after final adjournment of the general assembly that is allowed for submitting a referendum petition pursuant to article V, section 1 (3) of the state constitution, then the act, item, section, or part, shall not

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

take effect unless approved by the people at a biennial regular general election and shall take effect on the date specified in subsection (1) or on the date of the official declaration of the vote thereon by proclamation of the governor, whichever is later.

Approved: April 10, 2008