

**First Regular Session
Seventy-fifth General Assembly
STATE OF COLORADO**

INTRODUCED

LLS NO. 25-0950.01 Richard Sweetman x4333

SENATE BILL 25-253

SENATE SPONSORSHIP

Bridges and Kirkmeyer, Amabile

HOUSE SPONSORSHIP

Sirota and Taggart, Bird

Senate Committees
Appropriations

House Committees

A BILL FOR AN ACT

101 **CONCERNING THE ELIMINATION OF CERTAIN REPEAL DATES**
102 **ASSOCIATED WITH THE PAYMENT BY PERSONS IN THE ANIMAL**
103 **AGRICULTURE SECTOR OF FEES REGARDING REGULATED**
104 **ACTIVITIES ASSOCIATED WITH ANIMAL FEEDING OPERATIONS.**

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/>.)

Joint Budget Committee. The bill removes certain repeal dates and associated language concerning the payment of fees by persons in the animal agriculture sector, which fees concern regulated activities

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.

associated with animal feeding operations.

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

SECTION 1. In Colorado Revised Statutes, 25-8-502, **amend** (1.1) introductory portion, (1.1)(a)(I), (1.1)(a)(II), (1.1)(a)(III), and (1.1)(a)(IV)(B); and **repeal** (1.1)(a)(IV)(A) as follows:

25-8-502. Application - definitions - fees - funds created - public participation - repeal. (1.1) For each regulated activity listed in this subsection (1.1), the division may assess an annual permit fee and a nonrefundable permit application fee for new permits, ~~that must equal~~ WHICH NONREFUNDABLE PERMIT APPLICATION FEE IS IN AN AMOUNT THAT EQUALS fifty percent of the annual permit fee. The full amount of the application fee is credited toward the annual permit fee. All such fees must be in accordance with the following schedules:

(a) The animal agriculture sector includes annual fee schedules for regulated activities associated with animal feeding operations as follows:

(I) General permit: ~~The division shall assess a CAFO an annual permit fee not to exceed two hundred fifty dollars plus four cents per animal unit, based on the CAFO's permitted capacity; except that, from July 1, 2009, through June 30, 2025,~~ The division shall assess a CAFO an annual permit fee not to exceed seven hundred fifty dollars plus nine cents per animal unit, based on the CAFO's permitted capacity.

(II) Individual permit: ~~The division shall assess a CAFO an annual permit fee not to exceed five hundred dollars plus eight cents per animal unit, based on the CAFO's permitted capacity; except that, from July 1, 2009, through June 30, 2025,~~ The division shall assess a CAFO an annual permit fee not to exceed one thousand five hundred dollars plus nine

1 cents per animal unit, based on the CAFO's permitted capacity.

2 (III) (A) ~~Effective July 1, 2009, through June 30, 2025,~~ The
3 division shall assess an unpermitted CAFO an annual administrative fee,
4 not to exceed six cents per animal unit, based upon the CAFO's registered
5 capacity, to cover the direct and indirect costs associated with the
6 environmental agriculture program, including inspections, compliance
7 assurance, compliance assistance, and associated regulatory interpretation
8 and review.

9 (B) ~~This subsection (1.1)(a)(III) is repealed, effective July 1,~~
10 ~~2025.~~

11 (IV) (A) ~~Except as otherwise provided in this subsection~~
12 ~~(1.1)(a)(IV), the division shall assess on each housed commercial swine~~
13 ~~feeding operation an annual permit fee, not to exceed twenty cents per~~
14 ~~animal, based on the operation's working capacity, to offset the direct and~~
15 ~~indirect costs of the program created in section 25-8-501.1.~~

16 (B) ~~From July 1, 2009, through June 30, 2025,~~ The division shall
17 assess on each housed commercial swine feeding operation an annual
18 permit fee, not to exceed twenty-six cents per animal, based on the
19 operation's working capacity, to offset the direct and indirect costs of the
20 program created in section 25-8-501.1. ~~This subsection (1.1)(a)(IV)(B)~~
21 ~~is repealed, effective July 1, 2025.~~

22 **SECTION 2. Safety clause.** The general assembly finds,
23 determines, and declares that this act is necessary for the immediate
24 preservation of the public peace, health, or safety or for appropriations for
25 the support and maintenance of the departments of the state and state
26 institutions.