Committee on State, Veterans, & Military Affairs.

After consideration on the merits, the Committee recommends the following:

SB19-198 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

Amend printed bill, page 3, line 8, strike "rules." and substitute "rules - repeal."

Page 3, strike line 9 and substitute:

"(1) (a) (I) (A) Until December 31, 2019, retailers of new motor vehicle tires and new trailer tires shall collect a waste tire fee in an amount to be set by the commission, by rule, not to exceed one dollar and fifty cents on the sale of each new tire. The state treasurer shall credit the revenue from the fee assessed in this subsection (1)(a)(I)(A) to the waste tire administration, enforcement, market development, and cleanup fund created in section 30-20-1404.

(B) This subsection (1)(a)(I) is repealed, effective July 1, 2020.

(II) Effective January 1, 2020, and continuing through December 31, 2025, retailers of new motor vehicle"

Renumber succeeding subparagraphs accordingly.

Page 3, line 18, after the period add "The commission shall set the fee in an amount that is sufficient to:

(A) Offset the department's direct and indirect costs of implementing this part 14, which costs must not exceed the equivalent of fifty-five cents for each new tire sold; and"
(B) COVER THE REBATE PROGRAM DESCRIBED IN SECTION 30-20-1405.

Page 3, strike line 26 and substitute:

"(2) (a) Until December 31, 2017 FROM JANUARY 1, 2020, THROUGH DECEMBER 31, 2025, the state treasurer".

Page 4, strike line 2 and substitute:

"(I) Thirty percent THE PORTION OF THE FEE COLLECTED TO OFFSET THE COSTS DESCRIBED IN SUBSECTION (1)(a)(III)(A) OF THIS SECTION to the waste tire administration,".

Page 4, strike line 5 and substitute:

"(II) Sixty-five percent THE PORTION OF THE FEE COLLECTED TO COVER THE COSTS DESCRIBED IN SUBSECTION (1)(a)(III)(B) OF THIS SECTION to the end users fund created".

Page 4, line 14, strike "(1)" and substitute "(1), (2) introductory portion, (2)(l), and (2)(m); and add (2)(o)".

Page 4, line 20, strike "(2)(a)(I) or (2)(b)" and substitute "(2)(a)(I) or (2)(b)".

Page 5, line 3, strike "JUNE 30," and substitute "DECEMBER 31,".

Page 5, line 5, strike "JULY 1, 2025," and substitute "JANUARY 1, 2026,".

Page 5, after line 5 insert:

"(2) The department shall use the money in the fund for:

(l) Maintaining an online complaint form and processes for law enforcement, fire departments, and citizens to report potential waste tire violations; and

(m) In conjunction with the division of fire prevention and control in the department of public safety, developing a model fire prevention, training, and firefighting plan, hiring a consultant to assist in developing the plan, and reimbursing the division of fire prevention AND CONTROL for its time spent assisting the department in implementing this paragraph.
(m) SUBSECTION (2)(m); AND

   (o) ENCOURAGING WASTE TIRE MARKET DEVELOPMENT.

Page 5, line 8, strike "monthly" and substitute "quarterly".

Page 5, strike lines 21 through 23 and substitute:

"(b) A WASTE TIRE HAULER OF TIRES IN A RURAL COUNTY IS ONLY ELIGIBLE FOR REBATES PURSUANT TO THIS SUBSECTION (2) IF THE WASTE TIRE HAULER IS ALSO AN END USER OR HAS CONTRACTED WITH AN END USER THAT IS ALSO A WASTE TIRE HAULER."

Page 7, strike line 2 and substitute "REQUIREMENT THAT THE DEPARTMENT:

   (I) GIVE NOTICE OF THE ANTICIPATED"

Page 7, line 4, after "REBATE; insert "AND

   (II) PAY A PROPORTIONALLY REDUCED REBATE BEGINNING WITH TIER 1 AND RURAL WASTE TIRE HAULER REBATE RECIPIENTS, CONTINUING TO TIER 2 REBATE RECIPIENTS, AND ENDING WITH TIER 3 REBATE RECIPIENTS;"

Page 7, line 9, strike "TYPE-B-DERIVED TIRES," and substitute "TYPE-B TIRE-DERIVED AGGREGATE,"

Page 7, line 13, strike "TYPE-A-DERIVED TIRES," and substitute "TYPE-A TIRE-DERIVED AGGREGATE,"

Page 7, line 19, strike "RECOVERY;" and substitute "RECOVERY OR OTHER CLEAN TECHNOLOGIES AS DEFINED AND APPROVED BY THE COMMISSION BY RULE;"

Page 8, strike lines 10 through 12 and substitute:

"(II) ALL FUTURE REBATES PURSUANT TO THIS SECTION AND GRANTS OF MONEY FROM THE WASTE TIRE ADMINISTRATION, ENFORCEMENT, MARKET DEVELOPMENT, AND CLEANUP FUND CREATED IN SECTION 30-20-1404 TO AN APPLICANT THAT KNOWINGLY OR INTENTIONALLY PROVIDES FALSE INFORMATION TO THE DEPARTMENT WHEN APPLYING FOR A REBATE OR FOR A GRANT OF MONEY FROM THE WASTE TIRE ADMINISTRATION, ENFORCEMENT, MARKET DEVELOPMENT,
AND CLEANUP FUND."

Page 9, strike lines 1 through 3 and substitute:

"(9) (a) THE DEPARTMENT MAY ISSUE REBATES AFTER JANUARY 1, 2026, ONLY FOR END USES OCCURRING AND REBATES APPLIED FOR ON OR BEFORE DECEMBER 31, 2025.".

Page 9, line 8, strike "2025," and substitute "2026,".

Page 9, line 10, strike "2026." and substitute "2025.".

Page 9, line 25, strike "MONOFILL." and substitute "MONOFILL OR UNLESS AN EMERGENCY EVENT OF LIMITED DURATION SUCH AS A FIRE OR FLOOD, AS DEFINED BY THE COMMISSION, HAS OCCURRED.".

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