REVISED

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

HOUSE BILL 16-1044

HOUSE SPONSORSHIP

Becker J., Hamner, Nordberg

SENATE SPONSORSHIP

Hill,

House Committees	Senate Committees
Finance	Finance
	Appropriations

A BILL FOR AN ACT

101   CONCERNING THE EXTENSION OF DATES RELATED TO THE PETROLEUM

102   STORAGE TANK FUND.

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://www.leg.state.co.us/billsummaries.)

Current law provides that, beginning July 1, 2018, if the available balance of the petroleum storage tank fund exceeds $8,000,000, no environmental response surcharge is imposed. **Section 1** of the bill extends that date to September 1, 2023. Current law authorizing the use of the petroleum storage tank fund for petroleum storage tank facility inspections and meter calibrations repeals on July 1, 2018. **Section 2**

SENATE
2nd Reading Unamended
February 16, 2016

HOUSE
3rd Reading Unamended
February 2, 2016

HOUSE
2nd Reading Unamended
February 1, 2016

extends this date to September 1, 2023.

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

2   **SECTION 1.** In Colorado Revised Statutes, 8-20-206.5, **amend**

3   (1) (c) as follows:

4   **8-20-206.5. Environmental response surcharge - liquefied**

5   **petroleum gas and natural gas inspection fund - definitions.**

6   (1) (c) Notwithstanding paragraph (b) of this subsection (1), on and after

7   ~~July 1, 2018~~ SEPTEMBER 1, 2023, if the available fund balance in the

8   petroleum storage tank fund is greater than eight million dollars, no

9   surcharge shall be imposed, but if the available fund balance in the fund

10   is less than eight million dollars, the fee imposed by paragraph (a) of this

11   subsection (1) ~~shall be~~ IS twenty-five dollars per tank truckload.

12   **SECTION 2.** In Colorado Revised Statutes, 8-20.5-103, **amend**

13   (3) introductory portion and (3) (f) (II) as follows:

14   **8-20.5-103. Petroleum storage tank fund - petroleum cleanup**

15   **and redevelopment fund - creation - rules - repeal.** (3) The moneys in

16   the petroleum storage tank fund ~~shall be~~ ARE continuously appropriated

17   to the division of oil and public safety; except that moneys for the

18   purposes specified in paragraphs (b), (f), and (g) of this subsection (3)

19   ~~shall be~~ ARE subject to annual appropriation by the general assembly. The

20   fund shall be used for:

21   (f) (II) This paragraph (f) is repealed, effective ~~July~~ SEPTEMBER

22   1, ~~2018~~ 2023.

23   **SECTION 3.   Act subject to petition - effective date -**

24   **applicability.** (1) This act takes effect at 12:01 a.m. on the day following

25   the expiration of the ninety-day period after final adjournment of the

1   general assembly (August 10, 2016, if adjournment sine die is on May 11,

2   2016); except that, if a referendum petition is filed pursuant to section 1

3   (3) of article V of the state constitution against this act or an item, section,

4   or part of this act within such period, then the act, item, section, or part

5   will not take effect unless approved by the people at the general election

6   to be held in November 2016 and, in such case, will take effect on the

7   date of the official declaration of the vote thereon by the governor.

8   (2) This act applies to conduct occurring on or after the applicable

9   effective date of this act.