

**Second Regular Session
Seventy-third General Assembly
STATE OF COLORADO**

REREVISED

*This Version Includes All Amendments
Adopted in the Second House*

LLS NO. 22-0908.01 Sarah Lozano x3858

SENATE BILL 22-170

SENATE SPONSORSHIP

Winter, Hansen, Jaquez Lewis, Lee, Moreno

HOUSE SPONSORSHIP

Gray and Hooton, Bennett, Exum, Froelich, Lindsay, Ricks, Valdez A.

Senate Committees

Transportation & Energy
Appropriations

House Committees

Transportation & Local Government
Appropriations

HOUSE
3rd Reading Unamended
May 10, 2022

HOUSE
Amended 2nd Reading
May 3, 2022

A BILL FOR AN ACT

101 **CONCERNING PERMISSIBLE USES OF THE MONEY IN THE WASTE TIRE**
102 **ADMINISTRATION, ENFORCEMENT, MARKET DEVELOPMENT, AND**
103 **CLEANUP FUND, AND, IN CONNECTION THEREWITH, MAKING AN**
104 **APPROPRIATION.**

SENATE
3rd Reading Unamended
April 11, 2022

SENATE
Amended 2nd Reading
April 8, 2022

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>.)

The bill:

- Repeals a provision allowing the department of public health and environment (department) to use money in the

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

waste tire administration, enforcement, market development, and cleanup fund (fund) to develop a fire prevention, training, and firefighting plan, hire a consultant to assist in developing the plan, and reimburse the division of fire prevention and control in the department of public safety (division) for its assistance in developing the plan and hiring the consultant; and

- Allows the department to use money in the fund to reimburse the division for inspections of facilities where waste tires are present and for technical assistance and other assistance the division provides to the department or the public related to waste tires.

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

2 **SECTION 1.** In Colorado Revised Statutes, 30-20-1404, **amend**
3 **(2)(o); repeal (2)(m); and add (2)(p)** as follows:

4 **30-20-1404. Waste tire administration, enforcement, market**
5 **development, and cleanup fund - creation - rules.** (2) The department
6 shall use the money in the fund for:

7 ~~(m) In conjunction with the division of fire prevention and control~~
8 ~~in the department of public safety, developing a model fire prevention,~~
9 ~~training, and firefighting plan, hiring a consultant to assist in developing~~
10 ~~the plan, and reimbursing the division of fire prevention and control for~~
11 ~~its time spent assisting the department in implementing this subsection~~
12 ~~(2)(m); and~~

13 (o) Encouraging waste tire market development; AND

14 (p) REIMBURSING THE DIVISION OF FIRE PREVENTION AND
15 CONTROL IN THE DEPARTMENT OF PUBLIC SAFETY FOR:

16 (I) INSPECTIONS OF FACILITIES WHERE WASTE TIRES ARE PRESENT
17 CONDUCTED BY THE DIVISION TO DETERMINE WHETHER THE WASTE TIRE
18 COLLECTION FACILITIES, WASTE TIRE PROCESSORS, AND WASTE TIRE
19 MONOFILLS ARE IN COMPLIANCE WITH THE RULES PROMULGATED BY THE

1 DIRECTOR OF THE DIVISION PURSUANT TO SECTION 24-33.5-1203.5 (2);
2 AND

3 (II) TECHNICAL AND OTHER ASSISTANCE THE DIVISION PROVIDES
4 TO THE DEPARTMENT OR THE PUBLIC RELATED TO WASTE TIRES,
5 INCLUDING ASSISTANCE RELATED TO:

6 (A) THE DEVELOPMENT OF FIRE PREVENTION EDUCATION
7 MATERIALS; AND

8 (B) REVIEW OF FIRE PREVENTION PLANS.

9 **SECTION 2. Appropriation.** (1) For the 2022-23 state fiscal
10 year, \$77,780 is appropriated to the department of public health and
11 environment for use by the hazardous material and waste management
12 division. This appropriation is from the waste tire administration,
13 enforcement, market development, and cleanup fund created in section
14 30-20-1404 (1), C.R.S. To implement this act, the division may use this
15 appropriation for waste tire program administration and cleanup program
16 enforcement.

17 (2) For the 2022-23 state fiscal year, \$77,780 is appropriated to
18 the department of public safety for use by the department. This
19 appropriation is from reappropriated funds received from the department
20 of public health and environment under subsection (1) of this section. To
21 implement this act, the department may use this appropriation as follows:

22 (a) \$44,680 for use by the division of fire prevention and control
23 for personal services, which amount is based on an assumption that the
24 division will require an additional 0.5 FTE;

25 (b) \$23,433 for use by the division of fire prevention and control
26 for operating expenses; and

27 (c) \$9,667 for vehicle lease payments.

1 (3) For the 2022-23 state fiscal year, \$9,667 is appropriated to the
2 department of personnel. This appropriation is from reappropriated funds
3 received from the department of public safety under subsection (2)(c) of
4 this section. To implement this act, the department of personnel may use
5 this appropriation to provide vehicles to the department of public safety.

6 **SECTION 3. Safety clause.** The general assembly hereby finds,
7 determines, and declares that this act is necessary for the immediate
8 preservation of the public peace, health, or safety.