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Fiscal Note

Drafting Number: LLS 22-0908 Date: March 29, 2022
Prime Sponsors: Sen. Winter Bill Status: Senate Trans. & Energy
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Bill Topic: PERMISSIBLE USES OF WASTE TIRE FUND

- Summary of Fiscal Impact:
- State Revenue
- State Expenditure
- State Transfer
- TABOR Refund
- Local Government
- Statutory Public Entity

The bill revises the allowable uses of the Waste Tire Administration, Enforcement, Market Development, and Cleanup Fund. Beginning in FY 2022-23, it increases state expenditures on an ongoing basis.

Appropriation Summary: For FY 2022-23, the bill requires an appropriation of \$77,780 to the Department of Public Health and Environment.

Fiscal Note Status: The fiscal note reflects the introduced bill.

Table 1
State Fiscal Impacts Under SB 22-170

Table with 4 columns: Category, Budget Year FY 2022-23, and Out Year FY 2023-24. Rows include Revenue, Expenditures (Cash Funds, Centrally Appropriated, Total Expenditures, Total FTE), Transfers, and Other Budget Impacts.

Summary of Legislation

The bill changes the allowable uses of the Waste Tire Administration, Enforcement, Market Development, and Cleanup Fund, which receives revenue from waste tire fees imposed on the purchase of new motor vehicle and trailer tires. The bill repeals a provision allowing the Department of Public Health and Environment (CDPHE) to develop a model fire prevention, training, and firefighting plan, hire a consultant to assist in developing the plan, and reimburse the Division of Fire Prevention and Control (DFPC) in the Department of Public Safety (DPS) for time spent assisting with the plan. The bill instead authorizes CDPHE to reimburse DFPC for waste tire facility inspections, and technical and other assistance provided to the CDPHE or the public related to developing fire prevention education materials and reviewing fire prevention plans.

State Expenditures

The bill increases state expenditures in the CDPHE by \$98,966 in FY 2022-23 and \$83,314 in FY 2023-24 and ongoing from the Waste Tire Administration, Enforcement, Market Development, and Cleanup Fund. Funds will be used to reimburse the DFPC for costs incurred inspecting waste tire facilities and providing education and technical assistance to prevent fires at such facilities. The CDPHE and the DPS will develop an interagency agreement to establish the scope of work, which will require 0.5 FTE to perform inspections and provide outreach and educational efforts, as well as associated travel and equipment costs, including a vehicle rental, radio, drone, uniform, and overnight expenses. These costs are provided in Table 2 below.

**Table 2
 Expenditures Under SB 22-170**

	FY 2022-23	FY 2023-24
Department of Public Safety		
Personal Services	\$44,680	\$44,680
Operating Expenses	\$675	\$675
Capital Outlay Costs	\$6,200	-
Vehicle	\$9,667	\$9,667
Mileage	\$3,708	\$3,708
Travel/Training	\$5,000	\$5,000
Equipment	\$7,850	-
Centrally Appropriated Costs ¹	\$21,186	\$19,584
Total Cost	\$98,966	\$83,314
Total FTE	0.5 FTE	0.5 FTE

¹ Centrally appropriated costs are not included in the bill's appropriation.

Effective Date

The bill takes effect upon signature of the Governor, or upon becoming law without his signature.

State Appropriations

For FY 2022-23, the bill requires an appropriation of \$77,780 from the Waste Tire Administration, Enforcement, Market Development, and Cleanup Fund to the Department of Public Health and Environment. This amount, \$77,780, is reappropriated to the Department of Public Safety assuming 0.5 FTE, and of this amount, \$9,667 is reappropriated to the Department of Personnel and Administration for the vehicle lease.

State and Local Government Contacts

Information Technology

Public Health and Environment

Public Safety