

CHAPTER 285

LABOR AND INDUSTRY

HOUSE BILL 00-1486

BY REPRESENTATIVES Taylor, Larson, Alexander, Coleman, George, May, McKay, Paschall, Scott, and Young;
also SENATORS Dyer, Tebedo, and Wattenberg.

AN ACT

CONCERNING THE USE OF THE PETROLEUM STORAGE TANK FUND RELATED TO STORAGE TANK SAFETY,
AND, IN CONNECTION THEREWITH, ALLOWING PAYMENT FROM THE FUND FOR FACILITY INSPECTIONS
AND METER CALIBRATIONS AND REDUCING THE FEE FOR CERTAIN TANK TRUCKLOADS.

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

SECTION 1. 8-20.5-103 (3), Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW PARAGRAPH to read:

8-20.5-103. Petroleum storage tank fund - creation - repeal. (3) The moneys in the fund shall be subject to annual appropriation by the general assembly. The fund shall be used for:

(f) (I) COSTS RELATED TO PETROLEUM STORAGE TANK FACILITY INSPECTIONS AND METER CALIBRATIONS.

(II) THIS PARAGRAPH (f) IS REPEALED, EFFECTIVE JULY 1, 2003.

SECTION 2. 8-20.5-103, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

8-20.5-103. Petroleum storage tank fund - creation - repeal. (6) MONEYS IN THE PETROLEUM STORAGE TANK FUND SHALL NOT BE USED:

(a) TO SUPPLANT MONEYS RECEIVED FROM THE STATEWIDE INDIRECT COST ALLOCATION AGREEMENT WITH THE FEDERAL GOVERNMENT;

(b) TO FUND ANY PROGRAMS THAT ARE NOT SPECIFICALLY STATED WITHIN THIS SECTION.

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

SECTION 3. 8-20-206.5 (1) (b) (III) and (1) (c), Colorado Revised Statutes, are amended to read:

8-20-206.5. Environmental response surcharge. (1) (b) In the event the revenues in the petroleum storage tank fund are greater than thirty million dollars, no surcharge shall be imposed, but if the revenues in the fund are less than:

(III) Five million dollars, the fee imposed shall be ~~one hundred~~ SEVENTY-FIVE dollars per tank truckload.

(c) Notwithstanding paragraph (b) of this subsection (1), on and after July 1, ~~2001~~ 2004, if the revenues in the petroleum storage tank fund are greater than eight million dollars, no surcharge shall be imposed, but if the revenues in the fund are less than eight million dollars, the fee imposed by paragraph (a) of this subsection (1) shall be twenty-five dollars per tank truckload.

SECTION 4. Effective date - applicability. This act shall take effect upon passage and shall apply to fees imposed for tank truckloads, costs of inspections, and meter calibrations on or after said date.

SECTION 5. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: May 30, 2000