

CHAPTER 20

GOVERNMENT - STATE

SENATE BILL 13-115

BY SENATOR(S) Hodge, Steadman, Lambert, Newell, Todd;
also REPRESENTATIVE(S) Gerou, Duran, Levy, Fields, Hullinghorst, Labuda, Mitsch Bush, Rosenthal.

AN ACT

CONCERNING THE CREATION OF THE WASTE TIRE FEE ADMINISTRATION CASH FUND.

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

SECTION 1. In Colorado Revised Statutes, 25-17-202, **amend** (3) (a) introductory portion; and **add** (3) (c) as follows:

25-17-202. Waste tire fees - waste tire fee administration cash fund - created - definitions - appropriation - repeal. (3) (a) The department of revenue shall transmit the fees, together with a report of its direct and indirect administrative costs in complying with this section, to the state treasurer at the end of each calendar quarter. The state treasurer shall ~~pay to the department of revenue~~ CREDIT TO THE WASTE TIRE FEE ADMINISTRATION CASH FUND an amount equal to the department of revenue's direct and indirect administrative costs specified in ~~this paragraph (a)~~ THE REPORT; except that ~~this amount~~ THE AMOUNT CREDITED shall not exceed one and two-thirds percent of the total amount of fees credited pursuant to this paragraph (a). The state treasurer shall, subject to paragraph (b) of this subsection (3), credit the remaining fees as follows:

(c) THE WASTE TIRE FEE ADMINISTRATION CASH FUND IS CREATED IN THE STATE TREASURY. THE FUND CONSISTS OF THE MONEYS CREDITED THERETO PURSUANT TO PARAGRAPH (a) OF THIS SUBSECTION (3) AND ANY OTHER MONEYS APPROPRIATED TO IT. THE GENERAL ASSEMBLY SHALL ANNUALLY APPROPRIATE THE MONEYS IN THE FUND TO THE DEPARTMENT OF REVENUE FOR ITS DIRECT AND INDIRECT ADMINISTRATIVE COSTS IN COMPLYING WITH THIS SECTION. ALL INTEREST EARNED ON THE INVESTMENT OF MONEYS IN THE FUND SHALL BE CREDITED TO THE FUND. ANY UNEXPENDED AND UNENCUMBERED MONEYS IN THE FUND AT THE END OF ANY GIVEN FISCAL YEAR SHALL REMAIN IN THE FUND AND SHALL NOT REVERT TO THE

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

GENERAL FUND.

SECTION 2. Effective date. This act takes effect July 1, 2013.

SECTION 3. 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: March 8, 2013