

SB198_L.001

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on State, Veterans, & Military Affairs.

SB19-198 be amended as follows:

1 Amend printed bill, page 3, line 8, strike "**rules.**" and substitute "**rules -**
2 **repeal.**".

3 Page 3, strike line 9 and substitute:

4 "(1) (a) (I) (A) UNTIL DECEMBER 31, 2019, RETAILERS OF NEW
5 MOTOR VEHICLE TIRES AND NEW TRAILER TIRES SHALL COLLECT A WASTE
6 TIRE FEE IN AN AMOUNT TO BE SET BY THE COMMISSION, BY RULE, NOT TO
7 EXCEED ONE DOLLAR AND FIFTY CENTS ON THE SALE OF EACH NEW TIRE.
8 THE STATE TREASURER SHALL CREDIT THE REVENUE FROM THE FEE
9 ASSESSED IN THIS SUBSECTION (1)(a)(I)(A) TO THE WASTE TIRE
10 ADMINISTRATION, ENFORCEMENT, MARKET DEVELOPMENT, AND CLEANUP
11 FUND CREATED IN SECTION 30-20-1404.

12 (B) THIS SUBSECTION (1)(a)(I) IS REPEALED, EFFECTIVE JULY 1,
13 2020.

14 (II) EFFECTIVE JANUARY 1, 2020, AND CONTINUING THROUGH
15 DECEMBER 31, 2025, retailers of new motor vehicle".

16 Renumber succeeding subparagraphs accordingly.

17 Page 3, line 18, after the period add "THE COMMISSION SHALL SET THE FEE
18 IN AN AMOUNT THAT IS SUFFICIENT TO:

19 (A) OFFSET THE DEPARTMENT'S DIRECT AND INDIRECT COSTS OF
20 IMPLEMENTING THIS PART 14, WHICH COSTS MUST NOT EXCEED THE
21 EQUIVALENT OF FIFTY-FIVE CENTS FOR EACH NEW TIRE SOLD; AND

22 (B) COVER THE REBATE PROGRAM DESCRIBED IN SECTION
23 30-20-1405."

24 Page 3, strike line 26 and substitute:

25 "(2) (a) ~~Until December 31, 2017~~ FROM JANUARY 1, 2020,
26 THROUGH DECEMBER 31, 2025, the state treasurer".

27 Page 4, strike line 2 and substitute:

28 "(I) ~~Thirty percent~~ THE PORTION OF THE FEE COLLECTED TO OFFSET
29 THE COSTS DESCRIBED IN SUBSECTION (1)(a)(III)(A) OF THIS SECTION TO
30 the waste tire administration,".

31 Page 4, strike line 5 and substitute:

1 "~~(II) Sixty-five percent~~ THE PORTION OF THE FEE COLLECTED TO
2 COVER THE COSTS DESCRIBED IN SUBSECTION (1)(a)(III)(B) OF THIS
3 SECTION to the end users fund created".

4 Page 4, line 14, strike "(1)" and substitute "(1), (2) introductory portion,
5 (2)(l), and (2)(m); and **add** (2)(o)".

6 Page 4, line 20, strike "(2)(a)(I) ~~or (2)(b)~~" and substitute "~~(2)(a)(I) or~~
7 ~~(2)(b)~~".

8 Page 5, line 3, strike "JUNE 30," and substitute "DECEMBER 31,".

9 Page 5, line 5, strike "JULY 1, 2025," and substitute "JANUARY 1, 2026,".

10 Page 5, after line 5 insert:

11 "(2) The department shall use the ~~moneys~~ MONEY in the fund for:

12 (l) Maintaining an online complaint form and processes for law
13 enforcement, fire departments, and citizens to report potential waste tire
14 violations; ~~and~~

15 (m) In conjunction with the division of fire prevention and control
16 in the department of public safety, developing a model fire prevention,
17 training, and firefighting plan, hiring a consultant to assist in developing
18 the plan, and reimbursing the division of fire prevention AND CONTROL
19 for its time spent assisting the department in implementing this ~~paragraph~~
20 ~~(m)~~ SUBSECTION (2)(m); AND

21 (o) ENCOURAGING WASTE TIRE MARKET DEVELOPMENT.".

22 Page 5, line 8, strike "**monthly**" and substitute "**quarterly**".

23 Page 5, strike lines 21 through 23 and substitute:

24 "(b) A WASTE TIRE HAULER OF TIRES IN A RURAL COUNTY IS ONLY
25 ELIGIBLE FOR REBATES PURSUANT TO THIS SUBSECTION (2) IF THE WASTE
26 TIRE HAULER IS ALSO AN END USER OR HAS CONTRACTED WITH AN END
27 USER THAT IS ALSO A WASTE TIRE HAULER.".

28 Page 7, strike line 2 and substitute "REQUIREMENT THAT THE
29 DEPARTMENT:

30 (I) GIVE NOTICE OF THE ANTICIPATED".

31 Page 7, line 4, after "REBATE; insert "AND

32 (II) PAY A PROPORTIONALLY REDUCED REBATE BEGINNING WITH

1 TIER 1 AND RURAL WASTE TIRE HAULER REBATE RECIPIENTS, CONTINUING
2 TO TIER 2 REBATE RECIPIENTS, AND ENDING WITH TIER 3 REBATE
3 RECIPIENTS;"

4 Page 7, line 9, strike "TYPE-B-DERIVED TIRES," and substitute "TYPE-B
5 TIRE-DERIVED AGGREGATE,"

6 Page 7, line 13, strike "TYPE-A-DERIVED TIRES," and substitute "TYPE-A
7 TIRE-DERIVED AGGREGATE,"

8 Page 7, line 19, strike "RECOVERY;" and substitute "RECOVERY OR OTHER
9 CLEAN TECHNOLOGIES AS DEFINED AND APPROVED BY THE COMMISSION BY
10 RULE;"

11 Page 8, strike lines 10 through 12 and substitute:

12 "(II) ALL FUTURE REBATES PURSUANT TO THIS SECTION AND
13 GRANTS OF MONEY FROM THE WASTE TIRE ADMINISTRATION,
14 ENFORCEMENT, MARKET DEVELOPMENT, AND CLEANUP FUND CREATED IN
15 SECTION 30-20-1404 TO AN APPLICANT THAT KNOWINGLY OR
16 INTENTIONALLY PROVIDES FALSE INFORMATION TO THE DEPARTMENT
17 WHEN APPLYING FOR A REBATE OR FOR A GRANT OF MONEY FROM THE
18 WASTE TIRE ADMINISTRATION, ENFORCEMENT, MARKET DEVELOPMENT,
19 AND CLEANUP FUND."

20 Page 9, strike lines 1 through 3 and substitute:

21 "(9) (a) THE DEPARTMENT MAY ISSUE REBATES AFTER JANUARY 1,
22 2026, ONLY FOR END USES OCCURRING AND REBATES APPLIED FOR ON OR
23 BEFORE DECEMBER 31, 2025."

24 Page 9, line 8, strike "2025," and substitute "2026,"

25 Page 9, line 10, strike "2025." and substitute "2026."

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