

HB1194_L.003

HOUSE COMMITTEE OF REFERENCE AMENDMENT
Committee on Transportation, Housing & Local Government.
HB23-1194 be amended as follows:

- 1 Amend printed bill, page 4, line 4, after the semicolon add "and".
- 2 Page 4, strike lines 5 through 8.
- 3 Reletter succeeding paragraph accordingly.
- 4 Page 4, strike lines 13 through 20 and substitute "interests of the state to
5 create the closed landfill remediation grant program to assist local
6 governments in financing closed landfill remediation costs."
- 7 Page 5, line 21, strike "AGENCY;" and substitute "AGENCY AND THE
8 DEPARTMENT;"
- 9 Page 5, strike lines 26 and 27 and substitute:
10 (V) ARTICLE 15 OF TITLE 25 CONCERNING HAZARDOUS WASTE; OR
11 (VI) THE FEDERAL "RESOURCE CONSERVATION AND RECOVERY".
- 12 Page 6, strike lines 3 and 4 and substitute "ACCEPTS NEW WASTE FOR
13 DISPOSAL."
- 14 Page 6, line 10, strike "AGENCY;" and substitute "AGENCY AND FOR WHICH
15 THE LOCAL GOVERNMENT IS SOLELY FINANCIALLY RESPONSIBLE FOR
16 CLOSURE AND POST-CLOSURE CARE;"
- 17 Page 6, strike lines 22 and 23 and substitute:
18 (h) (I) "LANDFILL" MEANS A DISCRETE AREA OF LAND OR AN
19 EXCAVATION WHERE SOLID WASTES ARE PLACED FOR FINAL DISPOSAL.
20 (II) "LANDFILL" INCLUDES:
21 (A) AN ASH MONOFILL;
22 (B) A CONSTRUCTION AND DEMOLITION WASTE LANDFILL;
23 (C) AN INDUSTRIAL LANDFILL;
24 (D) A SANITARY LANDFILL;
25 (E) A TIRE MONOFILL; AND
26 (F) ANY SIMILAR FACILITY WHERE FINAL DISPOSAL OF SOLID
27 WASTE OCCURS.
28 (III) "LANDFILL" DOES NOT INCLUDE A LAND APPLICATION UNIT,
29 A WASTE IMPOUNDMENT, OR A WASTE PILE."
- 30 Page 7, line 6, strike "JANUARY 1," and substitute "JULY 1,"

1 Page 8, line 6, strike "PLANS;" and substitute "PLANS, INCLUDING
2 DOCUMENT REVIEW AND ACTIVITY FEES IN ACCORDANCE WITH RULES
3 PROMULGATED BY THE COMMISSION;".

4 Page 8, line 27, strike "NOVEMBER 1, 2023," and substitute "MAY 1,
5 2024,".

6 Page 9, strike lines 2 and 3 and substitute:

7 (I) TWO MEMBERS REPRESENTING LOCAL GOVERNMENTS;
8 (II) TWO MEMBERS REPRESENTING THE DEPARTMENT; AND
9 (III) ONE MEMBER WITH TECHNICAL EXPERTISE WHO IS NOT".

10 Page 9, strike lines 10 through 12 and substitute:

11 (II) ONE OF THE MEMBERS INITIALLY APPOINTED PURSUANT TO
12 SUBSECTION (6)(a)(II) OF THIS SECTION SERVES AN INITIAL TERM OF TWO
13 YEARS."

14 Page 9, line 15, strike "NOVEMBER 1, 2023," and substitute "JUNE 1,
15 2024,".

16 Page 10, after line 6 insert:

17 (I) BEFORE FINALIZING ANY DECISION TO AWARD OR DENY A
18 GRANT, INTERVIEW AN OFFICIAL OF THE APPLICANT ELIGIBLE LOCAL
19 GOVERNMENT WHO IS FAMILIAR WITH THE CLOSED LANDFILL SITE THAT IS
20 THE BASIS OF THE GRANT APPLICATION;".

21 Renumber succeeding subparagraphs accordingly.

22 Page 10, line 19, after the semicolon add "AND".

23 Page 10, strike lines 20 through 27.

24 Renumber succeeding subparagraph accordingly.

25 Page 11, strike lines 4 through 11 and substitute "ACTIVITIES THAT ARE
26 THE BASIS OF THE GRANT APPLICATION, AND CONSIDER GIVING PRIORITY
27 TO GRANT APPLICATIONS RECEIVED FROM ELIGIBLE LOCAL GOVERNMENTS
28 BASED ON EXPENSES OCCURRED TO DATE BY THE ELIGIBLE LOCAL
29 GOVERNMENTS IN ATTEMPTING TO IMPLEMENT THE REMEDIATION THAT IS
30 THE BASIS OF THEIR GRANT APPLICATIONS.

31 (B) IN MAKING THE CONSIDERATIONS DESCRIBED IN SUBSECTION

- 1 (7)(b)(III)(A) OF THIS SECTION, CONSIDER WHETHER CERTAIN ELIGIBLE
2 LOCAL GOVERNMENTS SHOULD BE REQUIRED TO CONTRIBUTE A LOWER
3 AMOUNT OR PERCENTAGE OF MATCHING FUNDS THAN OTHER ELIGIBLE
4 LOCAL GOVERNMENTS BASED ON POPULATION, AS DETERMINED".
- 5 Page 11, line 19, after the semicolon add "AND".
- 6 Page 11, strike lines 20 and 21.
- 7 Renumber succeeding subparagraph accordingly.
- 8 Page 12, strike lines 9 through 11 and substitute "COMMISSION, AND THE
9 ADVISORY COMMITTEE."
- 10 Page 12, strike line 21 and substitute "FEBRUARY 1, 2026, AND ON OR
11 BEFORE FEBRUARY 1 EVERY THREE YEARS".
- 12 Page 12, line 25, after "**Report.**" insert "(a)".
- 13 Page 13, line 4, strike "(a)" and substitute "(I)".
- 14 Page 13, line 5, strike "(b)" and substitute "(II)".
- 15 Page 13, line 7, strike "(c)" and substitute "(III)".
- 16 Page 13, line 9, strike "(d)" and substitute "(IV)".
- 17 Page 13, line 11, strike "(e)" and substitute "(V)".
- 18 Page 13, line 13, strike "(f)" and substitute "(VI)".
- 19 Page 13, after line 14 insert:
- 20 "(b) THE DEPARTMENT MAY INCLUDE THE REPORT DESCRIBED IN
21 SUBSECTION (10)(a) OF THIS SECTION IN THE DEPARTMENT'S ANNUAL
22 REPORT TO THE COMMITTEES OF REFERENCE OF THE GENERAL ASSEMBLY
23 PURSUANT TO SECTION 30-20-122 (1)(b)."
- 24 Strike pages 14 through 18.
- 25 Page 19, strike lines 1 through 15.
- 26 Renumber succeeding sections accordingly.
- 27 Page 1, strike lines 104 through 110 and substitute "**PROGRAM.**".

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