

SENATE COMMITTEE OF REFERENCE REPORT

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February 4, 2026

Chair of Committee

Date

Committee on Transportation & Energy.

After consideration on the merits, the Committee recommends the following:

SB26-016 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend printed bill, page 2, strike lines 15 through 17 and substitute:

2         "(2) (a) "FACILITY" MEANS A FACILITY THAT MAKES, USES, 3 PACKAGES, OR TRANSPORTS PLASTIC PELLETS OR OTHER PREPRODUCTION 4 PLASTIC MATERIALS IN THE STATE.

5         (b) "FACILITY" DOES NOT INCLUDE A TREATMENT WORKS, AS 6 DEFINED IN SECTION 212 OF THE FEDERAL ACT.".

7 Page 2, line 18, after "(3)" insert "(a)".

8 Page 2, line 20, strike "PLASTICS." and substitute "PLASTICS, IN THEIR RAW 9 OR PRIMARY STATE.

10         (b) "PREPRODUCTION PLASTIC MATERIALS" DOES NOT INCLUDE 11 MATERIALS RESULTING FROM THE BREAKDOWN OF MANUFACTURED OR 12 OTHERWISE USEFUL PLASTIC PRODUCTS.".

13 Page 2, strike lines 23 through 26 and substitute:

14         "A FACILITY SHALL NOT DISCHARGE PLASTIC PELLETS OR OTHER 15 PREPRODUCTION PLASTIC MATERIALS IN THE STATE.".

16 Page 3, strike lines 1 and 2.

17 Page 4, strike lines 14 through 16 and substitute:

18         "(b) (I) "FACILITY" MEANS A FACILITY THAT MAKES, USES, 19 PACKAGES, OR TRANSPORTS PLASTIC PELLETS OR OTHER PREPRODUCTION 20 PLASTIC MATERIALS IN THE STATE.

1                   (II) "FACILITY" DOES NOT INCLUDE A TREATMENT WORKS, AS  
2   DEFINED IN SECTION 212 OF THE FEDERAL "CLEAN WATER ACT", 33  
3   U.S.C. SEC. 1251 ET SEQ.".

4   Page 4, strike lines 21 through 24 and substitute:

5                   "(2) A FACILITY SHALL".

6   Page 5, strike lines 1 through 9 and substitute "**applicability.**(1) This act  
7   takes effect August 12, 2027; except that, if a referendum petition is filed  
8   pursuant to section 1 (3) of article V of the state constitution against this  
9   act or an item, section, or part of this act within the ninety-day period  
10   after final adjournment of the general assembly, then the act, item,  
11   section, or part will not take effect unless approved by the people at the  
12   general election to be held in November 2026 and, in such case, will take  
13   effect August 12, 2027.".

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