

SENATE COMMITTEE OF REFERENCE REPORT

March 31, 2022

Chair of Committee

Date

Committee on State, Veterans, & Military Affairs.

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

SB22-162 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the consent calendar:

1 Amend printed bill, page 29, strike line 23 and substitute "(15), (16), (17),
2 and (18) as follows:".

3 Page 31, strike lines 16 and 17 and substitute "DEPARTMENT OF PUBLIC
4 HEALTH AND ENVIRONMENT.".

5 Page 34, after line 2 insert:

6 "(17) THE AIR QUALITY ENTERPRISE, CREATED IN SECTION
7 25-7-103.5 (3), IS A **TYPE 1** ENTITY, AS DEFINED IN SECTION 24-1-105, AND
8 EXERCISES ITS POWERS AND PERFORMS ITS DUTIES AND FUNCTIONS UNDER
9 THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT.

10 (18) THE FRONT RANGE WASTE DIVERSION ENTERPRISE, CREATED
11 IN SECTION 25-16.5-111 (3), IS A **TYPE 1** ENTITY, AS DEFINED IN SECTION
12 24-1-105, AND EXERCISES ITS POWERS AND PERFORMS ITS DUTIES AND
13 FUNCTIONS UNDER THE DEPARTMENT OF PUBLIC HEALTH AND
14 ENVIRONMENT.".

15 Page 37, line 13, strike "EXECUTIVE".

16 Page 38, after line 1 insert:

17 "**SECTION 48.** In Colorado Revised Statutes, 25-7-103.5,
18 **amend** (3)(a) as follows:

19 **25-7-103.5. Air quality enterprise - legislative declaration -**
20 **fund - definitions - gifts, grants, or donations - rules - report - repeal.**
21 (3) **Enterprise.** (a) There is hereby created in the department the air

1 quality enterprise. The enterprise is and operates as a government-owned
2 business within the department for the purpose of conducting the business
3 activities specified in this section. The enterprise IS A **TYPE 1** ENTITY, AS
4 DEFINED IN SECTION 24-1-105, AND exercises its powers and performs its
5 duties and functions under the department. ~~as if transferred to the~~
6 ~~department by a **type 1** transfer, as defined in section 24-1-105."~~

7 Renumber succeeding sections accordingly.

8 Page 40, after line 21 insert:

9 "SECTION 55. In Colorado Revised Statutes, 25-16.5-111,
10 amend (3)(a) as follows:

11 **25-16.5-111. Front range waste diversion enterprise -**
12 **legislative declaration - fund - goals - grant program - personal**
13 **property tax reimbursements - gifts, grants, or donations - definitions**
14 **- repeal. (3) Enterprise. (a)** There is hereby created in the department
15 the front range waste diversion enterprise. The enterprise is and operates
16 as a government-owned business within the department for the purpose
17 of collecting the fee charged to waste generators and using the fee to
18 provide grants and technical assistance to promote waste diversion. The
19 enterprise IS A **TYPE 1** ENTITY, AS DEFINED IN SECTION 24-1-105, AND
20 exercises its powers and performs its duties and functions under the
21 department. ~~as if transferred to the department by a **type 1** transfer, as~~
22 ~~defined in the "Administrative Organization Act of 1968", article 1 of title~~
23 ~~24."~~

24 Renumber succeeding sections accordingly.

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