



Legislative Council Staff

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Final Fiscal Note

Drafting Number:	LLS 22-0908	Date:	July 21, 2022
Prime Sponsors:	Sen. Winter Rep. Gray; Hooton	Bill Status:	Signed into Law
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Bill Topic: **PERMISSIBLE USES OF WASTE TIRE FUND**

Summary of Fiscal Impact:	<input type="checkbox"/> State Revenue	<input type="checkbox"/> TABOR Refund
	<input checked="" type="checkbox"/> State Expenditure	<input type="checkbox"/> Local Government
	<input type="checkbox"/> State Transfer	<input type="checkbox"/> Statutory Public Entity

The bill revises the allowable uses of the Waste Tire Administration, Enforcement, Market Development, and Cleanup Fund. Beginning in FY 2022-23, it increases state expenditures on an ongoing basis.

Appropriation Summary: For FY 2022-23, the bill requires and includes an appropriation of \$77,780 to the Department of Public Health and Environment.

Fiscal Note Status: The fiscal note reflects the enacted bill.

**Table 1
State Fiscal Impacts Under SB 22-170**

		Budget Year FY 2022-23	Out Year FY 2023-24
Revenue		-	-
Expenditures	Cash Funds	\$77,780	\$63,730
	Centrally Appropriated	\$21,186	\$19,584
	Total Expenditures	\$98,966	\$83,314
	Total FTE	0.5 FTE	0.5 FTE
Transfers		-	-
Other Budget Impacts		-	-

Summary of Legislation

The bill changes the allowable uses of the Waste Tire Administration, Enforcement, Market Development, and Cleanup Fund, which receives revenue from waste tire fees imposed on the purchase of new motor vehicle and trailer tires. The bill repeals a provision allowing the Department of Public Health and Environment (CDPHE) to develop a model fire prevention, training, and firefighting plan, hire a consultant to assist in developing the plan, and reimburse the Division of Fire Prevention and Control (DFPC) in the Department of Public Safety (DPS) for time spent assisting with the plan. The bill instead authorizes CDPHE to reimburse DFPC for waste tire facility inspections, and technical and other assistance provided to the CDPHE or the public related to developing fire prevention education materials and reviewing fire prevention plans.

State Expenditures

The bill increases state expenditures in the CDPHE by \$98,966 in FY 2022-23 and \$83,314 in FY 2023-24 and ongoing from the Waste Tire Administration, Enforcement, Market Development, and Cleanup Fund. Funds will be used to reimburse the DFPC for costs incurred inspecting waste tire facilities and providing education and technical assistance to prevent fires at such facilities. The CDPHE and the DPS will develop an interagency agreement to establish the scope of work, which will require 0.5 FTE to perform inspections and provide outreach and educational efforts, as well as associated travel and equipment costs, including a vehicle rental, radio, drone, uniform, and overnight expenses. These costs are provided in Table 2 below.

Table 2
Expenditures Under SB 22-170

	FY 2022-23	FY 2023-24
Department of Public Safety		
Personal Services	\$44,680	\$44,680
Operating Expenses	\$675	\$675
Capital Outlay Costs	\$6,200	-
Vehicle	\$9,667	\$9,667
Mileage	\$3,708	\$3,708
Travel/Training	\$5,000	\$5,000
Equipment	\$7,850	-
Centrally Appropriated Costs ¹	\$21,186	\$19,584
Total Cost	\$98,966	\$83,314
Total FTE	0.5 FTE	0.5 FTE

¹ Centrally appropriated costs are not included in the bill's appropriation.

Effective Date

This bill was signed into law by the Governor and took effect on June 8, 2022.

State Appropriations

For FY 2022-23, the bill requires and includes an appropriation of \$77,780 from the Waste Tire Administration, Enforcement, Market Development, and Cleanup Fund to the Department of Public Health and Environment. This amount, \$77,780, is reappropriated to the Department of Public Safety assuming 0.5 FTE, and of this amount, \$9,667 is reappropriated to the Department of Personnel and Administration for the vehicle lease.

State and Local Government Contacts

Information Technology

Public Health and Environment

Public Safety