

SENATE COMMITTEE OF REFERENCE REPORT

Chair of Committee

Date

May 27, 2020

Committee on Finance.

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

SB20-204 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend printed bill, page 7, line 2, after "CONDUCT" insert
2 "SCIENCE-BASED, UNBIASED".
- 3 Page 7, line 17, after "EXPERTS," insert "ENGINEERS WITH AIR QUALITY
4 EXPERTISE,".
- 5 Page 8, strike line 16.
- 6 Page 8, line 19, after "LABORATORIES," insert "PRIVATE RESEARCH
7 INSTITUTIONS AND CONSULTANTS WITH EXPERTISE IN AIR QUALITY,".
- 8 Page 9, line 4, strike "SERVICES." and substitute "SERVICES; AND
9 (VII) PROMOTE THE DEVELOPMENT OF UNBIASED, HIGH QUALITY
10 SCIENCE RATHER THAN ADVOCATE FOR OR DEVELOP AIR QUALITY POLICY.
11 CONSISTENT WITH THIS, THE ENTERPRISE SHALL NOT PARTICIPATE IN ANY
12 AIR QUALITY-RELATED RULEMAKING PROCEEDINGS OR HAVE ANY ROLE IN
13 THE IMPLEMENTATION OF COLORADO'S AIR QUALITY LAWS.".
- 14 Page 9, line 8, after "GOVERNOR," insert "TWO GOVERNOR APPOINTEES TO
15 SERVE AS REPRESENTATIVES OF FEE PAYERS WITH EXPERTISE IN FIELD
16 ENGINEERING OR ENVIRONMENTAL MANAGEMENT,".
- 17 Page 9, line 16, after "PRACTICABLE," insert "AT LEAST TWO OF".

1 Page 12, line 1, after "THEM" insert "AND ALL DATA COLLECTED
2 PURSUANT TO ENTERPRISE-FUNDED RESEARCH".

3 Page 12, strike lines 2 through 13 and substitute:

4 "(e) BEFORE ENGAGING IN ANY RULEMAKING TO ESTABLISH FEES,
5 THE BOARD SHALL CONDUCT A STAKEHOLDER PROCESS TO SOLICIT INPUT
6 FROM POTENTIAL FEE PAYERS AND OTHER STAKEHOLDERS ON THE
7 APPROPRIATE FEE STRUCTURE. THE ENTERPRISE SHALL NOT COLLECT ANY
8 FEES BEFORE JULY 1, 2021. THE AMOUNT OF ENTERPRISE FEES COLLECTED
9 IS LIMITED AS FOLLOWS:

10 (I) FOR STATE FISCAL YEAR 2021-22, FEES MUST NOT EXCEED TWO
11 MILLION DOLLARS;

12 (II) FOR STATE FISCAL YEAR 2022-23, FEES MUST NOT EXCEED
13 THREE MILLION DOLLARS;

14 (III) FOR STATE FISCAL YEAR 2023-24, FEES MUST NOT EXCEED
15 FOUR MILLION DOLLARS; AND

16 (IV) (A) FOR STATE FISCAL YEARS COMMENCING ON OR AFTER
17 JULY 1, 2024, FEES MUST NOT EXCEED FIVE MILLION DOLLARS.

18 (B) SUBSECTION (4)(e)(I) TO (4)(e)(III) OF THIS SECTION AND THIS
19 SUBSECTION (4)(e)(IV)(B) ARE REPEALED, EFFECTIVE SEPTEMBER 1,
20 2026."

21 Page 16, line 5, strike "20-_____" and substitute "20-204".

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