

SENATE COMMITTEE OF REFERENCE REPORT

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Chairman of Committee

May 1, 2009  
Date

Committee on State, Veterans & Military Affairs.

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

HB09-1331 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend reengrossed bill, page 6, line 21, after the period, add  
2 ""CATEGORY 3" ALSO MEANS NEW MEDIUM DUTY TRUCKS THAT ARE  
3 DIESEL-ELECTRIC HYBRIDS OR GASOLINE-ELECTRIC HYBRIDS THAT HAVE  
4 THIRTY PERCENT BETTER FUEL ECONOMY THAN A COMPARABLE VEHICLE  
5 POWERED SOLELY BY A DIESEL OR GASOLINE INTERNAL COMBUSTION  
6 ENGINE. FOR PURPOSES OF ESTABLISHING A COMPARABLE VEHICLE, THE  
7 DIESEL OR GASOLINE INTERNAL COMBUSTION ENGINE SHALL BE STANDARD  
8 IN A VEHICLE OF THE SAME MODEL YEAR AND THE SAME VEHICLE CLASS AS  
9 ESTABLISHED BY THE UNITED STATES ENVIRONMENTAL PROTECTION  
10 AGENCY AND BE COMPARABLE IN WEIGHT, SIZE, AND USE. FUEL ECONOMY  
11 COMPARISONS SHALL BE MADE USING CITY FUEL ECONOMY STANDARDS IN  
12 A MANNER THAT IS SUBSTANTIALLY SIMILAR TO THE MANNER IN WHICH  
13 CITY FUEL ECONOMY IS MEASURED IN ACCORDANCE WITH PROCEDURES  
14 SET FORTH IN 40 C.F.R. 600, AS IN EFFECT ON AUGUST 8, 2005.".

15 Page 11, line 3, strike "(d) FOR" and substitute "(d) (I) EXCEPT AS  
16 PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH (d), FOR";

17 after line 16, insert the following:

18 "(II) FOR THE PURCHASE OR CONVERSION OF A CATEGORY 3 OR  
19 CATEGORY 4 MEDIUM DUTY TRUCK THAT PERMANENTLY DISPLACES A  
20 MOTOR VEHICLE OR POWER SOURCE THAT IS TWELVE YEARS OLD OR  
21 OLDER, THE PERCENTAGES SPECIFIED FOR CATEGORY 3 AND CATEGORY 4

1 IN SUBPARAGRAPH (I) OF THIS PARAGRAPH (d) SHALL BE MULTIPLIED BY  
2 ONE AND TWENTY-FIVE ONE-HUNDREDTHS, BUT IN NO EVENT SHALL THE  
3 PERCENTAGE EXCEED ONE HUNDRED PERCENT. FOR PURPOSES OF THIS  
4 SUBPARAGRAPH (II), "PERMANENTLY DISPLACES A MOTOR VEHICLE OR  
5 POWER SOURCE" MEANS THE VEHICLE OR POWER SOURCE BEING REPLACED  
6 WILL BE RENDERED INOPERABLE AND DONATED TO AN ESTABLISHED AUTO  
7 PARTS RECYCLER, AS DEFINED IN SECTION 42-4-2201 (1), C.R.S., OR A  
8 SCRAP METAL RECYCLER, THAT OPERATES PURSUANT TO ALL LAWS, RULES,  
9 AND REGULATIONS OF THE STATE AND THE UNITED STATES  
10 ENVIRONMENTAL PROTECTION AGENCY REGARDING RECYCLING."

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