

Second Regular Session
Sixty-eighth General Assembly
STATE OF COLORADO

ENGROSSED

*This Version Includes All Amendments Adopted
on Second Reading in the House of Introduction*

LLS NO. 12-0360.01 Kate Meyer x4348

SENATE BILL 12-077

SENATE SPONSORSHIP

Jahn, Cadman, Johnston, Newell, Steadman, White, Williams S.

HOUSE SPONSORSHIP

Sonnenberg, Summers, Coram, Labuda, Nikkel, Swerdfeger, Szabo

Senate Committees

Agriculture, Natural Resources, and Energy

House Committees

A BILL FOR AN ACT

101 **CONCERNING THE REPEAL OF LAWS UNDER WHICH THE COLORADO**
102 **DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT**
103 **REGULATES CERTAIN ACTIVITIES ASSOCIATED WITH YELLOW**
104 **GREASE.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)

House Bill 10-1125 authorized the Colorado department of public health and environment to regulate certain persons, facilities, and vehicles

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

SENATE
2nd Reading Unamended
February 23, 2012

engaged in the collection, transportation, storage, processing, or disposal of trap grease and yellow grease. The bill repeals the statutory provisions pertaining to yellow grease.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, 30-20-123, **amend**
3 (1), (2) (d), and (2) (i); and **add** (13) as follows:

4 **30-20-123. Trap grease - registration - fees - record-keeping**
5 **- violations - rules - definitions - legislative declaration.** (1) The
6 general assembly hereby finds, determines, and declares that the safe and
7 proper collection, transportation, and disposal of ~~yellow grease~~ and trap
8 grease is a matter of statewide concern and that state oversight of persons
9 and vehicles engaged in such actions is necessary to protect the public
10 health and environment. The general assembly further declares that the
11 state's sharing of data generated under this section with local entities that
12 regulate waste disposal will enhance protection of the public health and
13 environment, and, to that end, the department is encouraged to share such
14 information with such other regulating entities.

15 (2) As used in this section, unless the context otherwise requires:

16 (d) "Grease" means trap grease ~~or yellow grease~~ in a quantity in
17 excess of an amount determined by the commission by rule.

18 (i) "Trap grease" means the residual yellow grease, waste water,
19 ~~and~~ debris principally derived from food preparation or processing, or
20 OTHER waste, that is intercepted by and contained in grease traps or
21 grease interceptors.

22 (13) THE DEPARTMENT IS NOT AUTHORIZED TO REGULATE ANY
23 YELLOW GREASE THAT IS NOT INTERCEPTED BY AND CONTAINED IN GREASE
24 TRAPS OR GREASE INTERCEPTORS.

1 **SECTION 2.** In Colorado Revised Statutes, 30-20-113, **amend**

2 (1) (d) as follows:

3 **30-20-113. Inspection - enforcement - nuisances - violations -**

4 **civil penalty.** (1) No person shall:

5 (d) Collect, transport, store, process, or dispose of trap grease ~~or~~

6 ~~yellow grease~~ in any manner that violates section 30-20-123 or any rule

7 promulgated pursuant thereto.

8 **SECTION 3. Safety clause.** The general assembly hereby finds,

9 determines, and declares that this act is necessary for the immediate

10 preservation of the public peace, health, and safety.