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2001



HOUSE BILL 01-1106

BY REPRESENTATIVE(S) Madden, Borodkin, Boyd, Daniel, Garcia, Groff, Grossman, Hodge, Jameson, Larson, Mace, Marshall, Paschall, Plant, Romanoff, Stengel, Tapia, Tochtrop, and Veiga;
also SENATOR(S) Windels, Fitz-Gerald, Hanna, Hernandez, Pascoe, Reeves, Tate, and Tupa.

CONCERNING THE RECYCLING OF CATHODE RAY TUBE PRODUCTS, AND, IN CONNECTION THEREWITH, CREATING A CATHODE RAY TUBE RECYCLING PILOT PROGRAM, AND MAKING AN APPROPRIATION.

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

SECTION 1. 25-17-102 (1), Colorado Revised Statutes, is amended, and the said 25-17-102 is further amended BY THE ADDITION OF A NEW SUBSECTION, to read:

25-17-102. Definitions. As used in this article, unless the context otherwise requires:

(1) ~~"Label" means one of the code labels described in section 25-17-103 which is molded into the bottom of a plastic container.~~ "CATHODE RAY TUBE PRODUCT" MEANS AN ITEM OF SCIENTIFIC EQUIPMENT OR A CONSUMER ELECTRONIC PRODUCT THAT CONTAINS A GLASS TUBE USED

Capital letters indicate new material added to existing statute; dashes through the words indicate deletions from existing statutes and such material not part of act.

TO PROVIDE AN ELECTRONIC VISUAL DISPLAY. THE TERM INCLUDES, BUT IS NOT LIMITED TO, TELEVISIONS, COMPUTER MONITORS, AND OSCILLOSCOPES.

(1.5) "LABEL" MEANS ONE OF THE CODE LABELS DESCRIBED IN SECTION 25-17-103 THAT IS MOLDED INTO THE BOTTOM OF A PLASTIC CONTAINER.

SECTION 2. Part 1 of article 17 of title 25, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

25-17-105.5. Pilot program - cathode ray tube product recycling.

(1) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT SHALL ESTABLISH A CATHODE RAY TUBE RECYCLING PILOT PROGRAM, ONLY IF THE DEPARTMENT HAS RECEIVED A GRANT, GIFT, OR BEQUEST PURSUANT TO SUBSECTION (3) OF THIS SECTION THAT IS SUFFICIENT TO DO SO, FOR THE PURPOSE OF:

(a) MINIMIZING THE NUMBER OF CATHODE RAY TUBE PRODUCTS THAT ARE DISPOSED OF WITHIN COLORADO, INCLUDING THROUGH PUBLIC EDUCATION REGARDING:

(I) WHY THE DISPOSAL OF CATHODE RAY TUBE PRODUCTS IN LANDFILLS SHOULD BE MINIMIZED; AND

(II) HOW TO RECYCLE CATHODE RAY TUBE PRODUCTS.

(b) DEVELOPING LOCAL MARKETS AND BUSINESS OPPORTUNITIES BASED ON THE RECYCLING AND REUSE OF CATHODE RAY TUBE PRODUCTS;

(c) ENCOURAGING PRIVATE INDUSTRY AND PUBLIC-PRIVATE PARTNERSHIPS TO UNDERTAKE RESEARCH AND DEVELOPMENT OF NEW TECHNOLOGIES FOR THE RECYCLING, WASTE MINIMIZATION, AND DISPOSAL OF CATHODE RAY TUBE PRODUCTS;

(d) PROVIDING BUSINESSES AND INDIVIDUALS WITH EASY ACCESS TO CATHODE RAY TUBE PRODUCT RECYCLING CENTERS; AND

(e) LEVERAGING PUBLIC SUPPORT OF CATHODE RAY TUBE RECYCLING WITH PRIVATE GRANTS AND IN-KIND CONTRIBUTIONS TO THE PILOT PROGRAM.

(2) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT MAY MAKE GRANTS OR LOANS TO PRIVATE INDUSTRY AND PUBLIC-PRIVATE PARTNERSHIPS FOR THE PURPOSES SPECIFIED IN SUBSECTION (1) OF THIS SECTION FROM ANY MONEYS IN THE CATHODE RAY TUBE RECYCLING FUND, WHICH FUND IS HEREBY CREATED; EXCEPT THAT SAID GRANTS AND LOANS SHALL BE MADE ONLY TO ENTITIES THAT ARE LOCATED, OR WILL BE LOCATED, IN COLORADO.

(3) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT IS HEREBY AUTHORIZED TO REQUEST, RECEIVE, AND EXPEND GRANTS, GIFTS, AND BEQUESTS, SPECIFICALLY INCLUDING FEDERAL MONEYS, AND OTHER MONEYS AVAILABLE FROM ANY PUBLIC OR PRIVATE SOURCE, EXCLUDING APPROPRIATIONS FROM THE GENERAL FUND, FOR THE PURPOSES SPECIFIED IN SUBSECTION (1) OF THIS SECTION, SUBJECT TO ANNUAL APPROPRIATION BY THE GENERAL ASSEMBLY. THE EXECUTIVE DIRECTOR SHALL TRANSMIT SUCH MONEYS TO THE STATE TREASURER, WHO SHALL CREDIT THE MONEYS TO THE CATHODE RAY TUBE RECYCLING FUND.

(4) THE GENERAL ASSEMBLY SHALL MAKE ANNUAL APPROPRIATIONS OUT OF THE CATHODE RAY TUBE RECYCLING FUND TO THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT IN AN AMOUNT EQUAL TO THE DEPARTMENT'S DIRECT ADMINISTRATIVE COSTS IN ADMINISTERING THE CATHODE RAY TUBE RECYCLING PILOT PROGRAM AND FOR PURPOSES CONSISTENT WITH SUBSECTIONS (1) AND (2) OF THIS SECTION, INCLUDING DEVELOPING AND DISTRIBUTING PUBLIC EDUCATION MATERIALS.

SECTION 3. Appropriation. In addition to any other appropriation, there is hereby appropriated, out of any moneys in the cathode ray tube recycling fund not otherwise appropriated, to the department of public health and environment, for the fiscal year beginning July 1, 2001, the sum of thirty-seven thousand six hundred ninety-three dollars (\$37,693), or so much thereof as may be necessary, for the implementation of this act.

SECTION 4. Safety clause. The general assembly hereby finds,

determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Doug Dean
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Stan Matsunaka
PRESIDENT OF
THE SENATE

Judith Rodrigue
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

Karen Goldman
SECRETARY OF
THE SENATE

APPROVED _____

Bill Owens
GOVERNOR OF THE STATE OF COLORADO