

First Regular Session  
Sixty-eighth General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 11-0023.01 Thomas Morris

HOUSE BILL 11-1246

---

HOUSE SPONSORSHIP

Todd,

SENATE SPONSORSHIP

Spence,

---

House Committees  
Local Government

Senate Committees

---

A BILL FOR AN ACT

101 CONCERNING A LOCAL GOVERNMENT'S AUTHORITY TO ASSESS A FEE  
102 TO BE USED FOR ROADS USED TO HAUL SOLID WASTES TO THE  
103 LOCAL GOVERNMENT'S SOLID WASTES DISPOSAL FACILITY.

---

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>.)*

The bill authorizes counties and municipalities to assess a fee charged for each load of solid wastes disposed of at the local government's solid wastes landfill and requires the fee to be used for the maintenance, repair, and improvement of roads used to haul solid wastes

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.*

to the landfill.

---

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

2 **SECTION 1.** 30-20-115, Colorado Revised Statutes, is amended  
3 BY THE ADDITION OF A NEW SUBSECTION to read:

4 **30-20-115. Solid wastes disposal site and facility fund - tax -**  
5 **fees.** (3) ANY GOVERNING BODY HAVING JURISDICTION IS AUTHORIZED  
6 TO ESTABLISH AN ACCOUNT IN ITS SOLID WASTES DISPOSAL SITE AND  
7 FACILITY FUND FOR ROAD MAINTENANCE. THE GOVERNING BODY HAVING  
8 JURISDICTION MAY ESTABLISH BY ORDINANCE OR RESOLUTION AND  
9 COLLECT A ROAD MAINTENANCE FEE, IN ADDITION TO ANY OTHER TAX OR  
10 FEE AUTHORIZED BY LAW, ON EACH LOAD DISPOSED OF AT THE GOVERNING  
11 BODY'S SOLID WASTES DISPOSAL SITE AND FACILITY, THE PROCEEDS OF  
12 WHICH SHALL BE DEPOSITED IN THE ACCOUNT AND APPROPRIATED TO PAY  
13 THE COSTS OF MAINTENANCE, REPAIR, AND IMPROVEMENT OF ROADS USED  
14 TO HAUL SOLID WASTES TO THE GOVERNING BODY'S SOLID WASTES  
15 DISPOSAL SITE AND FACILITY.

16 **SECTION 2. Act subject to petition - effective date -**  
17 **applicability.** (1) This act shall take effect at 12:01 a.m. on the day  
18 following the expiration of the ninety-day period after final adjournment  
19 of the general assembly (August 10, 2011, if adjournment sine die is on  
20 May 11, 2011); except that, if a referendum petition is filed pursuant to  
21 section 1 (3) of article V of the state constitution against this act or an  
22 item, section, or part of this act within such period, then the act, item,  
23 section, or part shall not take effect unless approved by the people at the  
24 general election to be held in November 2011 and shall take effect on the  
25 date of the official declaration of the vote thereon by the governor.

1           (2) The provisions of this act shall apply to conduct occurring on  
2    or after the applicable effective date of this act.