

AMENDMENTS TO LB 592

1 1. Strike original sections 1 and 2 and insert the
2 following new sections:

3 "Sec. 3. Section 81-15,160, Revised Statutes Supplement,
4 1998, is amended to read:

5 81-15,160. (1) The Waste Reduction and Recycling
6 Incentive Fund is created. The department shall deduct from the
7 fund amounts sufficient to reimburse itself for its costs of
8 administration of the fund. The fund shall be administered by the
9 Department of Environmental Quality. The fund shall consist of
10 proceeds from the fees imposed pursuant to ~~sections 81-15,159 to~~
11 ~~81-15,165~~ the Waste Reduction and Recycling Incentive Act.

12 (2) The fund may be used for purposes which include, but
13 are not limited to:

14 (a) Technical and financial assistance to political
15 subdivisions for creation of recycling systems and for modification
16 of present recycling systems;

17 (b) Recycling and waste reduction projects, including
18 public education, planning, and technical assistance;

19 (c) Market development for recyclable materials separated
20 by generators, including public education, planning, and technical
21 assistance;

22 (d) Capital assistance for establishing private and
23 public intermediate processing facilities for recyclable materials
24 and facilities using recyclable materials in new products;

1 (e) Programs which develop and implement composting of
2 yard waste and composting with sewage sludge;

3 (f) Technical assistance for waste reduction and waste
4 exchange for waste generators;

5 (g) Programs to assist communities and counties to
6 develop and implement household hazardous waste management
7 programs;

8 (h) Incentive grants to political subdivisions to assist
9 and encourage the closure of landfills operating without a permit,
10 the regional consolidation of solid waste disposal facilities
11 operating with a permit, and the use of transfer stations. Grants
12 awarded for programs involving land disposal shall include
13 provisions for waste reduction and recycling; and

14 (i) Capital assistance for establishing private and
15 public facilities to manufacture combustible waste products and to
16 incinerate waste to generate and recover energy resources.

17 (3) No grant shall be made under section 81-15,161 to a
18 political subdivision which operates a landfill operating without a
19 permit unless the grant will be used to meet permit standards and
20 the landfill is issued a permit within two years after the award of
21 the grant.

22 ~~(4) Priority for grants made under section 81-15,161~~
23 ~~shall be given to grant proposals that will be used for the~~
24 ~~recycling of tires or tire waste reduction~~

25 (4) Priority for grants made under section 81-15,161
26 shall be given to grant proposals that will be used for the
27 recycling of tires or tire waste reduction, except that on or

1 before June 1, 2001, up to one million dollars will be available
2 for scrap tire projects only, if acceptable scrap tire project
3 applications are received. Eligible categories of disbursement may
4 include:

5 (a) Studies to determine economic and technical
6 feasibility of uses of scrap tires or tire-derived product, with
7 disbursements of up to one hundred percent of the cost of the
8 study;

9 (b) Reimbursement for the purchase of crumb rubber
10 generated and used in Nebraska, with disbursements not to exceed
11 fifty percent of the cost of the crumb rubber;

12 (c) Reimbursement for the purchase of tire-derived
13 product which utilizes a minimum of twenty-five percent recycled
14 tire content, with disbursements not to exceed twenty-five percent
15 of the product's retail cost;

16 (d) Participation in the capital costs of building,
17 equipment, and other capital improvement needs or startup costs for
18 scrap tire processing or manufacturing of tire-derived product,
19 with disbursements not to exceed fifty percent of such costs or
20 five hundred thousand dollars, whichever is less;

21 (e) Participation in the capital costs of building,
22 equipment, or other startup costs needed to establish collection
23 sites or to collect and transport scrap tires, with disbursements
24 not to exceed fifty percent of such costs;

25 (f) Cost-sharing for the manufacturing of tire-derived
26 product, with disbursements not to exceed twenty dollars per ton or
27 two hundred fifty thousand dollars, whichever is less, to any

1 person annually;

2 (g) Cost-sharing for the processing of scrap tires, with
3 disbursements not to exceed twenty dollars per ton or two hundred
4 fifty thousand dollars, whichever is less, to any person annually;
5 and

6 (h) Cost-sharing for the use of scrap tires for civil
7 engineering applications for specified projects, with disbursements
8 not to exceed twenty dollars per ton or two hundred fifty thousand
9 dollars, whichever is less, to any person annually.

10 The director shall give preference to projects which
11 utilize scrap tires generated and used in Nebraska.

12 (5) The department may disburse (a) to any person up to
13 one hundred percent of the costs incurred in cleaning up scrap tire
14 collection sites existing on June 11, 1997, if application for such
15 cleanup is submitted prior to June 1, 1999, and the cleanup is
16 completed by September 1, 2000, or (b) to a political subdivision
17 up to one hundred percent of costs incurred in cleaning up
18 collection sites if application for such cleanup is submitted prior
19 to June 1, 1999, and the cleanup is completed by September 1, 2000.

20 (6) Priority for grants made under section 81-15,161
21 shall be given to grant proposals demonstrating a formal
22 public/private partnership except for grants awarded from funds
23 collected under subsection (6) of section 13-2042.

24 (7) Grants awarded from fees collected under subsection
25 (6) of section 13-2042 may be renewed for up to a five-year grant
26 period. Such applications shall include an updated solid waste
27 management plan pursuant to section 13-2032. Annual disbursements

AM0970
LB 592
DSH-03-24

AM0970
LB 592
DSH-03-24

1 are subject to available funds and the grantee meeting established
2 grant conditions. Priority for such grants shall be given to grant
3 proposals showing regional participation and programs which address
4 the first waste management hierarchy as stated in section 13-2018
5 which shall include toxicity reduction. Disbursements for any one
6 year shall not exceed fifty percent of the total funds collected
7 after rebates under subsection (6) of section 13-2042 during that
8 year. 7 except that on or before June 30, 1999, grant proposals
9 that will be used for the recycling of tires or tire waste
10 reduction shall be submitted and considered under section
11 81-15,162.02 and shall not be funded from the Waste Reduction and
12 Recycling Incentive Fund.

13 (5) (8) The Department of Environmental Quality may
14 receive gifts, bequests, and any other contributions for deposit in
15 the fund. Any money in the fund available for investment shall be
16 invested by the state investment officer pursuant to the Nebraska
17 Capital Expansion Act and the Nebraska State Funds Investment Act.

18 Sec. 4. Section 81-15,162, Reissue Revised Statutes of
19 Nebraska, is amended to read:

20 81-15,162. (1) Commencing October 1, 1990, there is
21 hereby imposed a fee of one dollar on each tire of every new motor
22 vehicle, trailer, or semitrailer sold at retail in this state.
23 Such fee shall be collected by the county treasurer at the time of
24 registration of the motor vehicle, trailer, or semitrailer and
25 remitted to the Department of Revenue.

26 (2) Commencing October 1, 1990, there is hereby imposed a
27 fee of one dollar on every tire sold at retail in this state,

1 including every farm tractor tire, which tires are not on a motor
2 vehicle, trailer, or semitrailer pursuant to subsection (1) of this
3 section. Such fee shall be collected from the purchaser by the
4 tire retailer at the time of purchase and shall be remitted to the
5 Department of Revenue.

6 (3) For purposes of this section, tire shall have the
7 definition found in section 81-15,159.02 and shall include a
8 pneumatic and solid tire but shall not include a recapped or
9 regrooved tire.

10 (4) Subject to section 81-15,165:

11 (a) On or before June 30, 1999, the fees remitted to the
12 Department of Revenue under this section shall be remitted to the
13 State Treasurer for credit to the Scrap Tire Reduction and
14 Recycling Incentive Fund; and

15 (b) After June 30, 1999, the fees remitted to the
16 Department of Revenue under this section along with any unobligated
17 balance in the Scrap Tire Reduction and Recycling Incentive Fund
18 shall be remitted to the State Treasurer for credit to the Waste
19 Reduction and Recycling Incentive Fund. Fees collected in excess
20 of one million dollars shall be available for grants to political
21 subdivisions under rules and regulations adopted pursuant to
22 subsection (7) of section 13-2042.

23 Sec. 6. Since an emergency exists, this act takes effect
24 when passed and approved according to law."

25 2. On page 7, lines 2 and 3 and 20 through 25, strike
26 the new matter.

27 3. On page 8, line 24, strike "13-2001," and strike

AM0970
LB 592
DSH-03-24

AM0970
LB 592
DSH-03-24

- 1 "and" and after the last comma insert "and 81-15,162,"; and in line
- 2 25 after the comma insert "and section 81-15,160, Revised Statutes
- 3 Supplement, 1998,".
- 4 4. Renumber the remaining sections accordingly.