

1 DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT

2
3 Solid and Hazardous Waste Commission

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5 Hazardous Materials and Waste Management Division

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7 6 CCR 1007-2

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9 STATEMENT OF BASIS AND PURPOSE
10 AND SPECIFIC STATUTORY AUTHORITY FOR

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12 Part 1 – Regulations Pertaining to Solid Waste Sites and Facilities (6 CCR 1007-2)
13 Amendment of Waste Grease Regulations – Modification of waste grease transporter and facility
14 annual fees requirements

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16 **Basis and Purpose**

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18 I. Statutory Authority

19 These amendments to 6 CCR 1007-2, Part 1 are made pursuant to the authority granted to
20 the Solid and Hazardous Waste Commission in § 30-20-123, C.R.S.

21 II. Purpose of revised regulations

22 The Waste Grease Fund and registration fees were created in § 30-20-123, C.R.S. to
23 provide funding to cover the Department’s cost to implement the waste grease regulatory
24 requirements. The Department has accrued a balance each year that is greater than the
25 program administrative costs and needs to lower the annual registration fees for waste
26 grease transporters and facilities.

27 III. Discussion of Regulatory Proposal

28 Annual Waste Grease Facility and Transporter Fees

29 The current fees charged to waste grease transporters and facilities pursuant § 30-20-
30 123, C.R.S. and Section 1.7.5 of the solid waste regulations were estimated in 2012 as
31 an estimate of Department cost to implement the regulatory requirements for Section
32 18, Waste Grease Transporters, Facilities, and Personal Users of Waste Grease. The
33 Department has since found that the fees paid by waste grease registrants exceeds the
34 cost to implement the program. The purpose of this change to the regulation is to
35 lower the annual waste grease transporter and facility fees in Section 1.7.5 of the solid
36 waste regulations to be in line with the cost to implement the program.

37 Section 1.7.5 will be changed to reflect a drop in annual registration fees for waste
38 grease transporters from \$570 per vehicle annually to \$280 per vehicle annually. The

39 annual registration fees for waste grease facilities will drop from \$1,140 to \$700
40 annually.
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42 **Issues Encountered During the Stakeholder Process**

43 No issues were encountered during the stakeholder process.
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45 **Description of Local Government Involvement in the Stakeholder Process**

46 Executive Order D 2011-005 (EO5), “Establishing a Policy to Enhance the Relationship between
47 State and Local Government” requires state rulemaking agencies to consult with and engage
48 local governments prior to the promulgation of any rules containing mandates. The Department
49 completed an EO5 – Internal Communication Form – Internal Conception Phase which was
50 transmitted to local governments. The revised recycling regulations will have little effect on local
51 governments.
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53 **Cost/Benefit Analysis**

54 A cost benefit analysis will be performed upon request.