

**FORTY-SEVENTH LEGISLATURE
FIRST SESSION, 2005**

February 18, 2005

Mr. Speaker:

Your **ENERGY AND NATURAL RESOURCES COMMITTEE**, to whom has been referred

HOUSE BILL 269

has had it under consideration and reports same with recommendation that it **DO PASS**, amended as follows:

1. On page 1, line 23, strike "FINDINGS AND".
2. On page 1, strike line 25 in its entirety.
3. On page 2, strike lines 1 through 14 in their entirety and on line 15, strike the subsection designation "B.".
4. On page 2, line 17, strike "(1)" and insert in lieu thereof "A.".
5. On page 2, line 20, strike "(2)" and insert in lieu thereof "B.".
6. On page 2, line 22, strike "(3)" and insert in lieu thereof "C.".
7. On page 3, line 4, strike "(4)" and insert in lieu thereof "D.".
8. On page 3, line 15, strike "but does not include" and strike line 16 through "wetlands".
9. On page 4, between lines 21 and 22, insert a new Subsection L to read:

"L. "illegal dumpsite" means a place where illegal dumping has occurred;"
10. Reletter the succeeding subsections accordingly.
11. On page 6, line 1, after "household" insert "or in agricultural operations".
12. On page 6, line 23, after "conveyance" insert "or enclosure".

**FORTY-SEVENTH LEGISLATURE
FIRST SESSION, 2005**

Page 2

13. On page 9, line 12, strike "solid waste" and insert in lieu thereof "scrap tire".

14. On page 11, line 19, strike "representatives from" and insert in lieu thereof "one member representing each".

15. On page 11, line 22, after "retailers" insert a comma and strike "and" and insert in lieu thereof "agricultural producers, soil and water conservation districts, the public at large and".

16. On page 11, line 24, after "alliance" insert "to serve two-year terms as volunteers with no compensation from the state".

17. On page 14, line 25, strike "or" and insert in lieu thereof a comma and after "association" insert "or solid waste authority".

18. On page 18, line 12, strike "compliance".

19. On page 21, between lines 2 and 3, insert:

"D. The court may also allow the prevailing party, as part of the costs, the money paid for reasonable attorney fees in the district and supreme courts."

20. On page 21, line 6, strike "or" and insert in lieu thereof a comma and after "association" insert "or solid waste authority".

21. On page 21, line 15, after the period insert:

"The first priority for funding shall be abatement of illegal scrap tire dumpsites and the recycling of scrap tires.".,

and thence referred to the **JUDICIARY COMMITTEE.**

Respectfully submitted,

James Roger Madalena, Chairman

**FORTY-SEVENTH LEGISLATURE
FIRST SESSION, 2005**

Page 3

Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

Date _____

The roll call vote was 11 For 0 Against

Yes: 11

No: 0

Excused: Salazar, Trujillo

Absent: None

.156510.1

HB0269EN1.wpd