

E AND R AMENDMENTS TO LB 905

Introduced by Guereca, 7, Chairman Enrollment and Review

1 1. Insert the following new sections:

2 **Sec. 45.** Section 81-15,160, Revised Statutes Supplement, 2025, is
3 amended to read:

4 81-15,160 (1) The Waste Reduction and Recycling Incentive Fund is
5 created. The department shall deduct from the fund amounts sufficient to
6 reimburse itself for its costs of administration of the fund. The fund
7 shall be administered by the department. The fund shall consist of
8 proceeds from the fees imposed pursuant to the Waste Reduction and
9 Recycling Incentive Act.

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

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

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

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

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

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

25 (f) Technical assistance for waste reduction and waste exchange for
26 waste generators;

27 (g) Programs to assist communities and counties to develop and

1 implement household hazardous waste management programs;

2 (h) Capital assistance for establishing private and public
3 facilities to manufacture combustible waste products and to incinerate
4 combustible waste to generate and recover energy resources, except that
5 no disbursements shall be made under this section for scrap tire
6 processing related to tire-derived fuel;

7 (i) Grants for reimbursement of costs to cities of the first class,
8 cities of the second class, villages, and counties of five thousand or
9 fewer population for the deconstruction of abandoned buildings. Eligible
10 deconstruction costs will be related to the recovery and processing of
11 recyclable or reusable material from the abandoned buildings; and

12 (j) Administrative costs of the department in fiscal years 2025-26
13 and 2026-27 to implement, administer, and enforce the Safe Battery
14 Collection and Recycling Act.

15 (3) Grants up to one million five hundred thousand dollars annually
16 shall be available until June 30, 2029, for new scrap tire projects only,
17 if acceptable scrap tire project applications are received. Eligible
18 categories of disbursement under section 81-15,161 may include, but are
19 not limited to:

20 (a) Reimbursement for the purchase of crumb rubber generated and
21 used in Nebraska, with disbursements not to exceed fifty percent of the
22 cost of the crumb rubber;

23 (b) Reimbursement for the purchase of tire-derived product which
24 utilizes a minimum of twenty-five percent recycled tire content, with
25 disbursements not to exceed twenty-five percent of the product's retail
26 cost;

27 (c) Participation in the capital costs of building, equipment, and
28 other capital improvement needs or startup costs for scrap tire
29 processing or manufacturing of tire-derived product, with disbursements
30 not to exceed fifty percent of such costs or five hundred thousand
31 dollars, whichever is less;

1 (d) Participation in the capital costs of building, equipment, or
2 other startup costs needed to establish collection sites or to collect
3 and transport scrap tires, with disbursements not to exceed fifty percent
4 of such costs;

5 (e) Cost-sharing for the manufacturing of tire-derived product, with
6 disbursements not to exceed twenty dollars per ton or two hundred fifty
7 thousand dollars, whichever is less, to any person annually;

8 (f) Cost-sharing for the processing of scrap tires, with
9 disbursements not to exceed twenty dollars per ton or two hundred fifty
10 thousand dollars, whichever is less, to any person annually;

11 (g) Cost-sharing for the use of scrap tires for civil engineering
12 applications for specified projects, with disbursements not to exceed
13 twenty dollars per ton or two hundred fifty thousand dollars, whichever
14 is less, to any person annually; and

15 (h) Disbursement to a political subdivision up to one hundred
16 percent of costs incurred in cleaning up scrap tire collection and
17 disposal sites, ~~;~~ and

18 ~~(i) Costs related to the study provided in section 81-15,159.01.~~

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

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

25 (5) Grants awarded from fees collected under subsection (6) of
26 section 13-2042 may be renewed for up to a five-year grant period. Such
27 applications shall include an updated integrated solid waste management
28 plan pursuant to section 13-2032. Annual disbursements are subject to
29 available funds and the grantee meeting established grant conditions.
30 Priority for such grants shall be given to grant proposals showing
31 regional participation and programs which address the first integrated

1 solid waste management hierarchy as stated in section 13-2018 which shall
2 include toxicity reduction. Disbursements for any one year shall not
3 exceed fifty percent of the total fees collected after rebates under
4 subsection (6) of section 13-2042 during that year.

5 (6) Any person who stores waste tires in violation of section
6 13-2033, which storage is the subject of abatement or cleanup, shall be
7 liable to the State of Nebraska for the reimbursement of expenses of such
8 abatement or cleanup paid by the department.

9 (7) The department may receive gifts, bequests, and any other
10 contributions for deposit in the Waste Reduction and Recycling Incentive
11 Fund. Transfers may be made from the fund to the General Fund at the
12 direction of the Legislature. Any money in the Waste Reduction and
13 Recycling Incentive Fund available for investment shall be invested by
14 the state investment officer pursuant to the Nebraska Capital Expansion
15 Act and the Nebraska State Funds Investment Act.

16 **Sec. 60.** Section 86-502, Reissue Revised Statutes of Nebraska, is
17 amended to read:

18 86-502 For purposes of the Information Technology Infrastructure
19 Act, the definitions found in sections 86-503 to 86-510 ~~86-511~~ apply.

20 2. On page 1, line 5, after "85-1005," insert "86-502,"; and in line
21 11 after "81-1431," insert "81-15,160,".

22 3. On page 2, line 21, strike "committee" and insert "council".

23 4. On page 72, line 19, after "85-1005," insert "86-502,"; and in
24 line 25 after "81-1431," insert "81-15,160,".

25 5. Renumber the remaining sections accordingly.