

- 121 (i) to establish criteria for evaluating requests for reimbursement from the fund;
 122 (ii) provide guidance regarding acceptable expenditures for which an entity may seek
 123 reimbursement; and
 124 (iii) as otherwise necessary to administer this part.

124a **§→ (4) The Legislature shall appropriate money from the fund to pay for the costs of the**
 124b **division in administering this part. ←§**

125 Section 6. Section **19-6-1306** is enacted to read:

126 **19-6-1306. Payment of the single-use retail bag fee -- Administrative charge.**

127 (1) (a) Except as provided in Subsection (1)(b), a retail business shall remit to the
 128 commission the single-use retail bag fee collected from the customer:

129 (i) monthly, on or before the last day of the month immediately following the last day
 130 of the previous month if:

131 (A) the retail business is required to file a sales and use tax return with the commission
 132 monthly under Section [59-12-108](#); or

133 (B) the retail business is not required to file a sales and use tax return under Title 59,
 134 Chapter 12, Sales and Use Tax Act; or

135 (ii) quarterly, on or before the last day of the month immediately following the last day
 136 of the previous quarter, if the retail business is required to file a sales and use tax return with
 137 the commission quarterly under Section [59-12-108](#).

138 (b) (i) A retail business may retain 5 cents of the single-use retail bag fee collected by
 139 the retail business under Section [19-6-1304](#).

140 (ii) A retail business collecting a single-use retail bag fee is encouraged to use a portion
 141 of the retail business's proceeds from the fee to:

142 (A) promote the use of reusable bags;

143 (B) educate customers regarding the impacts of single-use retail bags; and

144 (C) promote proper recycling and disposal of single-use retail bags.

145 (2) The payment shall be accompanied by a form prescribed by the commission.

146 (3) (a) The commission shall transfer proceeds of the fee to the Retail Bag Impact
 147 Reduction Fund created in Section [19-6-1305](#).

148 (b) The commission may retain and deposit an administrative charge in accordance
 149 with Section [59-1-306](#) from the revenues the commission collects from a fee under Section
 150 [19-6-1304](#).

151 (4) (a) The commission shall administer and collect the fee authorized under this part