

1 HB346
2 79091-3
3 By Representative Ford
4 RFD: Commerce
5 First Read: 12-JAN-06

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ENROLLED, An Act,

To amend Sections 22-40A-3, 22-40A-6, 22-40A-7, 22-40A-8, 22-40A-9, 22-40A-11, 22-40A-14, 22-40A-15, 22-40A-18, and 22-40A-21, Code of Alabama 1975, relating to the regulation of the receiving, transportation, and processing of scrap tires; to provide further for exemptions for Class 2 receivers; to further regulate transporters and processors; to require manifests to accompany scrap tire hauling; to allow ADEM to further grant variances or provide additional requirements; to allow information sharing between the Department of Insurance; to clarify a reference to the ADEM director; to further penalize violators of processors and violators of ADEM compliance orders; and in connection therewith would have as its purpose or effect the requirement of a new or increased expenditure of local funds within the meaning of Amendment 621 of the Constitution of Alabama of 1901.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Sections 22-40A-3, 22-40A-6, 22-40A-7, 22-40A-8, 22-40A-9, 22-40A-11, 22-40A-14, 22-40A-15, 22-40A-18, and 22-40A-21, Code of Alabama 1975, are amended to read as follows:

"§22-40A-3.

1 "The following terms shall have the following
2 meanings unless the context clearly indicates otherwise:

3 "(1) APPROVED. Authorized, certified, permitted by,
4 or meets standards of a regulatory authority.

5 "(2) CLEANUP. For purposes of this chapter, cleanup
6 means the cleaning up, remediation, control, or removal of
7 scrap tires from the environment.

8 "(3) CONSUMER. a. For purposes of this chapter a
9 consumer is defined as either:

10 "1. A retail purchaser.

11 "2. A dealer who buys a tire to be installed on a
12 vehicle for resale.

13 "b. A wholesale purchaser who buys tires for resale
14 is not considered a consumer.

15 "(4) DEPARTMENT. The Alabama Department of
16 Environmental Management (ADEM) or its successor organization
17 or organizations having similar responsibility.

18 "(5) DISPOSAL. For purposes of this chapter,
19 "disposal" shall be the deposit of a tire in a permitted
20 landfill.

21 "(6) ENFORCEMENT OFFICER. An employee of the
22 department, or the person appointed by the county commission
23 to enforce this chapter, and any deputy enforcement officers
24 enforcing this chapter under the supervision of the

1 enforcement officer, and which county commission has a
2 delegation agreement with the department.

3 "(7) FUEL USER. A processor which uses tire derived
4 fuel as a source of energy and has been permitted by the
5 department or local air pollution control agency for the use
6 of tire derived fuel.

7 "(8) INNOCENT LANDOWNER. Any person, company,
8 corporation, or governmental entity holding an interest in
9 real property upon which scrap tires are discarded illegally
10 by another party without specific permission from the holder
11 of the real property interest, provided the holder took
12 reasonable steps to prevent foreseeable acts of illegal
13 disposal.

14 "(9) PERMITTED LANDFILL. Any landfill that is
15 permitted by the department.

16 "(10) PERMITTED PROCESSOR. Any person engaged in the
17 processing of tires as defined in this section that has
18 received the proper permit from the department. A retreader is
19 not considered a processor.

20 "(11) PERMITTED TRANSPORTER. A person who has
21 received the proper transporter permit from the department.

22 "(12) PERSON. Any individual, organization,
23 business, or entity, whether or not organized for profit.

1 "(13) PROCESSED TIRE MATERIAL. Any material produced
2 from tires or tire materials through any chemical, physical,
3 or thermal process, including, but not limited to, baling.

4 "(14) PROCESSING. For purposes of tire processing,
5 the term includes any of the following activities related to
6 pneumatic tires:

7 ~~"a. Evaluating, transferring, or sorting tires to~~
8 ~~determine their suitability for reuse as used tires or for~~
9 ~~retreading~~ The compression and binding of whole tires or
10 processed tire material or baling.

11 ~~"b. The compression and binding of whole tires or~~
12 ~~processed tire material, or baling.~~

13 ~~"c.b.~~ Shredding, reducing, or altering tires by any
14 physical, chemical, or thermal process, including,
15 specifically, the burning of tires as a fuel.

16 ~~"d.c.~~ Incorporating whole scrap tires into any end
17 use product or structure where the scrap tire is not
18 deconstructed into its component parts.

19 ~~"e.d.~~ Punching or stamping products from whole scrap
20 tires or producing processed tire material, crumb, or ground
21 rubber product, whether or not that product is held for sale
22 or used in the facility to produce an end product.

23 "(15) RECYCLING or REUSE. A use of scrap tire or
24 processed tire materials other than for land disposal,

1 including, but not limited to, new products, rubber modified
2 asphalt, civil engineering applications, or fuel use.

3 "(16) REGISTERED RECEIVER. Either a class one
4 receiver or class two receiver defined as:

5 "a. Class one receivers are retail tire dealers,
6 retreaders, and used tire dealers.

7 "b. Class two receivers include all other receivers
8 of scrap tires, other than class one receivers, that generate
9 or accumulate a minimum of 10 scrap tires in a year,
10 specifically including, among others, any component of
11 government, vehicle fleet maintenance or dismantling, rental
12 or sales operations, or any other activity that generates
13 scrap tires, whether or not organized for profit.

14 "(17) REMEDIATION. This term is synonymous with
15 "cleanup."

16 "(18) REPLACEMENT TIRE. Any pneumatic tire sold to
17 the consumer regardless of whether or not mounted on a rim or
18 wheel.

19 "(19) RESPONSIBLE PARTY or PERSON RESPONSIBLE. With
20 respect to the remediation of any accumulation of scrap tires
21 on any property, the person who deposited the tires on the
22 property, if known and if different than the person who holds
23 title to the property, unless that person qualifies as an
24 innocent landowner.

1 "(20) RETAIL TIRE DEALER. For purposes of this
2 chapter, a retail tire dealer shall include any person selling
3 replacement tires to the consumer, whether or not mounted on a
4 rim.

5 "(21) RETREADED CASING REPLACEMENT TIRE. Any
6 retreaded casing sold to the consumer, regardless of whether
7 or not mounted on a rim or wheel.

8 "(22) RETREADER. Any person engaged in the
9 retreading of used tires.

10 "(23) SCRAP TIRE. Any pneumatic tire no longer
11 suitable or useable for its original purpose and, in addition,
12 includes, but is not limited to, all tires with a
13 manufacturing defect, except those that are in the process of
14 being returned to the manufacturer for a refund.

15 "(24) SCRAP TIRE COMMISSION (STC). The commission
16 established in this chapter.

17 "(25) SCRAP TIRE ENVIRONMENTAL FEE. The fee
18 established by this chapter, to be collected on the purchase
19 of replacement tires.

20 (26) SCRAP TIRE FUND (STF). The separate fund
21 established by this chapter.

22 "(27) SCRAP TIRE STUDY COMMISSION (STSC). The
23 commission created by Sections 22-40-1 to 22-40-11, inclusive.

24 "(28) SOLID WASTE DISPOSAL ACT. Chapter 27 of this
25 title.

1 "(29) THREAT. A condition creating a substantial
2 probability of harm, where the probability and potential
3 extent of harm makes it reasonably necessary to take immediate
4 action to prevent, reduce, or mitigate damage to persons,
5 property, the environment, natural resources, or the public
6 health and safety.

7 "(30) TIRE DEALER. Any person engaged in the sale of
8 tires to the consumer, whether or not mounted on a rim or
9 wheel.

10 "(31) TIRE DERIVED FUEL (TDF). Any tire or processed
11 tire material intended for use as fuel.

12 "(32) USED REPLACEMENT TIRE. Any pneumatic tire that
13 is capable of reuse as a tire, directly or following repair,
14 regrooving, or retread, excluding any processed tire material,
15 end use product or by-product derived from scrap tires, that
16 meets the following requirements:

17 "a. If a tire is designed for highway use it must
18 still have more than two thirty-seconds inch of tread.

19 "b. The tire is stored in a rack or a stack, but not
20 in a pile, in a manner consistent with National Fire
21 Protection Association guidelines for tire storage, as well as
22 vector control standards.

23 "c. The tire is stored in a manner to allow
24 inspection of each individual tire.

25 "§22-40A-6.

1 "(a) For purposes of this chapter, there shall be
2 two classes of receivers, class one receivers and class two
3 receivers as defined in Section 22-40A-3.

4 "(b) Receivers of both classes are not required to
5 ~~use a permitted transporter to haul tires for disposal, for~~
6 ~~further end processing, or for further evaluation by another~~
7 ~~business, except as provided in subsection (c)~~ obtain a permit
8 as a transporter, as otherwise required under Section
9 22-40A-7, for transporting scrap tires for disposal or further
10 processing. For Class 2 receivers this exception applies only
11 to scrap tires they generate and does not apply to scrap tires
12 generated by other persons.

13 "(c) Class one receivers are not required to use a
14 permitted transporter for purposes of transporting their tires
15 or their customers' tires between their business locations or
16 between a customer site and the receiver.

17 "~~Class one receivers are not required to obtain~~
18 ~~a permit as a transporter, as otherwise required under Section~~
19 ~~22-40A-7, for transporting scrap tires for disposal or further~~
20 ~~processing.~~ All receivers shall register without fee with the
21 department and obtain a receiver number and vehicle decals, at
22 no cost, equal to the number of vehicles in the receiver's
23 fleet used to transport scrap tires. Decals shall be carried
24 visibly in or on the vehicle in accordance with the department
25 regulations.

1 ~~"(e) All receivers shall register without fee with~~
2 ~~the department and obtain a receiver number and vehicle~~
3 ~~decals, at no cost, equal to the number of vehicles in the~~
4 ~~receiver's fleet used to transport scrap tires. Decals shall~~
5 ~~be carried visibly in or on the vehicle, in accordance with~~
6 ~~department regulations.~~

7 "§22-40A-7.

8 "(a) No person, except ~~a~~ properly registered ~~class~~
9 ~~one receiver~~ receivers, may engage in the transportation of
10 scrap tires, whether or not for profit, without holding a
11 valid transporter permit issued by the department, unless
12 otherwise exempted by this chapter or unless allowed by
13 department regulation, if he or she transports more than eight
14 scrap tires at any one time. An application for a permit shall
15 be made in the form required by the department and provide
16 such information as the department may, by regulation,
17 require.

18 "(b) The department, by regulation, may set higher
19 tire transportation limits than provided in subsection (a) for
20 special situations, such as an authorized amnesty program.

21 "(c) Permitted transporters shall receive decals
22 equal in number to the number of vehicles in the transporter's
23 fleet, at no cost. Decals shall be visibly displayed in or on
24 the vehicle, in accordance with department regulations.

1 "(d) Persons making applications as transporters
2 shall pay an application fee as determined by the department.
3 Applicants shall provide information that the department
4 requires by regulation.

5 "(e) Transporter permits shall be valid for three
6 years, unless revoked for violating this chapter or the
7 department's regulations.

8 "(f) Transporters shall deliver scrap tires that
9 have been properly manifested as required by Section 22-40A-9
10 and departmental regulations, only to either of the following:

11 "(1) A receiver, processor, or other transporter,
12 permitted or registered under this chapter.

13 "(2) A permitted landfill.

14 "(g) Transporter decals shall be displayed in
15 conformance with regulations issued by the department on any
16 vehicle engaged in the collection and transportation of scrap
17 tires and may be transferred only to vehicles owned and
18 operated by that business.

19 "(h) ~~All class one receivers~~ Receivers of both
20 classes who are transporting used or scrap tires for their own
21 purposes shall maintain inside the vehicle during transport
22 appropriate documentation that each such transport is for his
23 or her own use and for the indicated purpose.

1 "(i) Both intrastate and interstate transport of
2 used and scrap tires are subject to regulation by the
3 department.

4 "§22-40A-8.

5 "(a) No person may engage in the processing of scrap
6 tires, as defined herein, whether or not organized for profit,
7 unless the person holds a valid processor permit issued by the
8 department.

9 "(b) The department, by regulation, shall set
10 operational requirements for processors, including limitations
11 on the maximum number of tires that may be on site, whether
12 processed or unprocessed. The department shall also establish
13 by regulation requirements for mobile processors.

14 "(c) Each applicant for a processor's permit shall
15 pay an application fee as determined by the department by
16 regulation, and shall provide information that the department
17 requires by regulation. Application shall be made in the form
18 required by the department.

19 "(d) Permits issued by the department to scrap tire
20 processors shall be valid for a five-year period, unless
21 revoked for cause.

22 "~~(e) Class one receivers are not required to hold~~
23 ~~processor permits in order to engage in the evaluation of~~
24 ~~tires collected during the course of their business as~~
25 ~~suitable for reuse as tires or as casings for retreading.~~

1 "~~(f)~~(e) A fuel user may operate without obtaining a
2 processor permit and must register as a fuel user with the
3 department on forms prepared by the department. The fuel user
4 must store tires or TDF in compliance with storage regulations
5 established by the department.

6 "~~(g)~~(f) Any facility that produces an end use
7 material or product from ground or crumb rubber derived from
8 scrap tires that has been purchased from another facility, or
9 any facility using the component parts of scrap tires or
10 processed tire material as a substitute raw material, is
11 exempt from the requirement of being permitted as a processor
12 pursuant to this section. Any facility seeking an exemption
13 must register with the department on forms prepared by the
14 department.

15 "§22-40A-9.

16 "(a) The department shall develop and promulgate a
17 manifest through rulemaking.

18 "(b) All scrap tire receivers, transporters,
19 processors, and landfills are required to use a written
20 manifest as prescribed in this section and as provided by
21 regulations of the department. The manifest shall be
22 originated by the receiver and shall identify the quantity of
23 tires transported, stored, or processed, and other information
24 as the department may require. The manifest shall be
25 ~~distributed by the department and be~~ required to accompany the

1 transportation, storage, and processing of scrap tires until
2 the tires are processed or disposed.

3 ~~"(c) A copy of each complete manifest shall be
4 forwarded monthly to the receiver by the processor(s) or
5 landfill(s) to which scrap tires are delivered. Records shall
6 be retained by the receiver for a minimum of three years, or
7 as otherwise required by the department.~~

8 "(c) Records shall be retained for a minimum of
9 three years, or as otherwise required by the department.

10 "(d) The department may establish regulations for
11 transport of out-of-state tires into Alabama.

12 "§22-40A-11.

13 "(a) The department is designated by this chapter as
14 the administrating agency for this chapter including
15 administering remediation and enforcement programs; provided,
16 however, the department may enter into delegation agreements
17 with county commissions for enforcement of this chapter. The
18 department is hereby authorized to carry out the purposes of
19 this chapter and is empowered to administer and enforce this
20 chapter using the authorities granted to it by the
21 Environmental Management Act.

22 "(b) The department shall develop and manage a
23 remediation contract program for cleanup, management, or
24 disposal of scrap tires.

1 (c) The department may by regulation exempt certain
2 tires under this chapter, and grant variances or place
3 additional requirements on persons subject to this chapter and
4 the department's regulations.

5 "(d) The department shall administer the program in
6 a way to ensure enforcement of the chapter in all counties.

7 "(e) Department funds and resources as provided by
8 the Scrap Tire Fund (STF) may be used for support of on-going
9 training for delegated county programs.

10 "(f) The department, after holding a hearing in
11 accordance with the procedures set forth by regulation, may
12 revoke, suspend, or deny a receiver registration, ~~or deny a~~
13 processor or transporter ~~a permit,~~ or an exemption or
14 variance, based on the requirements of this chapter.

15 "(g) Those funds collected by the department for
16 violations pursuant to this chapter shall be directed to the
17 Scrap Tire Fund, except for a portion of those funds directed
18 to the department to cover expenses to obtain a penalty.

19 "(h) The department, by regulation, may develop
20 other incentive programs to reduce illegal scrap tire
21 disposal.

22 "§22-40A-14.

23 "(a) A scrap tire environmental fee shall be
24 collected at the point of sale from the consumer on
25 replacement tires, whether or not the tires are mounted on a

1 rim or wheel, in the amount of one dollar (\$1) per tire, and
2 shall be remitted to the Department of Revenue on a monthly
3 basis. Out-of-state tires, such as fleet tires, not purchased
4 in the State of Alabama must be returned to the point of
5 origin for disposal or the scrap tire environmental fee shall
6 be imposed for each tire brought into the state and must be
7 remitted to the Department of Revenue. In addition, the scrap
8 tire environmental fee shall be collected on a retreaded
9 casing replacement tire when sold to a consumer.

10 "(b) The fees imposed by subsection (a) shall be
11 paid monthly to the Department of Revenue by the 20th day of
12 the following month, accompanied by forms as prescribed by the
13 Department of Revenue. The forms shall contain a printed
14 declaration that the information is being reported under
15 penalty of perjury and shall be subscribed by the person who
16 completes the forms, showing the number of tires subject to
17 the environmental fee and such other information as the
18 Department of Revenue may require.

19 "(c) The tire dealer may retain five percent of the
20 fees collected per each report timely filed, to cover costs
21 associated with the collection and payment of the fee to the
22 Department of Revenue. No recovery of administrative costs
23 shall be allowed, nor any monies retained by a tire dealer,
24 from any scrap tire environmental fees that are not paid
25 before becoming delinquent.

1 "(d) The fee imposed in subsection (a) shall be
2 collected and administered by the Department of Revenue in
3 accordance with Chapter 2A of Title 40. The Department of
4 Revenue shall also impose interest on any scrap tire
5 environmental fee paid after the due date in accordance with
6 Section 40-1-44.

7 "(e) The Department of Revenue may promulgate and
8 enforce rules and regulations to effectuate the scrap tire
9 environmental fee provisions of this chapter. All rules and
10 regulations promulgated shall have the same force and effect
11 of law.

12 "(f) In addition to any and all other funds
13 heretofore or hereafter appropriated, there is hereby
14 appropriated from the State General Fund to the Department of
15 Revenue, to offset its costs to implement and administer this
16 chapter, as a first charge against the fees collected pursuant
17 to this chapter, for the fiscal year ending September 30,
18 2003, the sum of sixty thousand dollars (\$60,000). Every year
19 thereafter as a first charge against the revenues collected,
20 an amount of revenue shall be appropriated to the Department
21 of Revenue to offset its costs of collection.

22 "(g) The Department of Revenue may share
23 information, data, reports, or documentation related to the
24 collection and administration of the fee imposed in subsection
25 (a) with the department for the purpose of administering the

1 provisions of this chapter, notwithstanding any provisions of
2 law requiring confidentiality.

3 "§22-40A-15.

4 "The net proceeds of the scrap tire environmental
5 fee levied by Section 22-40A-14 shall be distributed as
6 follows:

7 "(1) To pay the costs of remediation, abatement,
8 removal, or other remedial action within the range of 45
9 percent to 75 percent of monies deposited to the Scrap Tire
10 Fund during the previous budget year, including equipment,
11 labor, supplies, and materials related to tire stockpiles
12 throughout the state, including all approved costs incurred by
13 other public agencies involved in these activities by contract
14 with the department.

15 "(2) To pay the costs of the department associated
16 with the development and enforcement of regulations, not to
17 exceed 20 percent of monies deposited to the Scrap Tire Fund
18 during the previous budget year, including personnel,
19 training, materials, and equipment relating to administration
20 of this chapter and for the training of enforcement personnel
21 within the department, county, and other governmental
22 organizations. Funds not expended by the department during a
23 budget year shall be returned to the Scrap Tire Fund not later
24 than January 1 following the end of the budget year.

1 "(3) To administer a program, within the range of
2 zero percent to 20 percent of monies deposited to the Scrap
3 Tire Fund during the previous budget year, managed by ADECA,
4 directed at promoting and developing markets as an alternative
5 to the landfill disposal of scrap tires or processed tire
6 material as an end use. ADECA or its successor organization
7 shall be so authorized by this chapter for these purposes.

8 "(4) To fund the programs delegated by the
9 department to counties for enforcement of regulations, not to
10 exceed 10 percent of monies deposited to the Scrap Tire Fund
11 during the previous budget year, including personnel,
12 training, materials, and equipment relating to administration
13 of this chapter.

14 "(5) To pay the tire retailer, not to exceed five
15 percent of fees collected, for collection and accounting costs
16 associated with collection of the fee and the monthly
17 distribution to the Department of Revenue, as specified in
18 subsection (c) of Section 22-40A-14.

19 "(6) To pay the costs of administration of the
20 Department of Revenue, not to exceed two percent of monies, to
21 include the first charge against revenues pursuant to
22 subsection (f) of Section 22-40A-14, deposited to the Scrap
23 Tire Fund during the previous budget year, associated with
24 establishment of the Scrap Tire Fund and for the receipt of

1 funds from all income sources pursuant to this chapter,
2 disbursements, and auditing revenues in the Scrap Tire Fund.

3 "§22-40A-18.

4 "Any of the following actions shall constitute a
5 violation:

6 "(1) Transporting scrap tires in violation of this
7 chapter.

8 "~~(2) Delivering~~ Processing of scrap tires ~~to a~~
9 ~~facility not approved to accept tires pursuant to~~ in violation
10 of this chapter.

11 "(3) Illegal storage or disposal of whole scrap
12 tires and processed tire material in violation of this
13 chapter.

14 "(4) Noncompliance with department regulations
15 promulgated pursuant to this chapter.

16 "§22-40A-21.

17 "(a) There is created the Scrap Tire Commission
18 (STC) to review the implementation of this chapter, including
19 the scrap tire program, and recommend changes to this chapter
20 to the Legislature, as needed. The STC ~~shall~~ may promulgate
21 regulations to establish procedures for its operations. On
22 September 1, 2003, the present monies received under the
23 existing Alabama Scrap Tire Study Commission (STSC) are
24 transferred to the Scrap Tire Fund created herein.

1 "(b) The Scrap Tire Commission shall be comprised of
2 the following individuals or their designees or a
3 representative of each of the authorities listed below:

4 "(1) The State Health Officer.

5 "(2) The Director of the Alabama Department of
6 Environmental Management.

7 "(3) The Director of the Alabama Department of
8 Economic and Community Affairs (ADECA).

9 "(4) The Association of County Commissions of
10 Alabama.

11 "(5) The Alabama Tire Dealers Association shall be
12 represented by two members, one of which shall be the
13 president of the association.

14 "(6) The Rubber Manufacturers Association.

15 "(7) A representative of the scrap tire industry,
16 appointed by the Governor.

17 "(8) A representative of the scrap tire processing
18 industry, appointed by the Lieutenant Governor.

19 "(9) A representative of the environmental
20 community, appointed by the Speaker of the House of
21 Representatives.

22 "(10) A representative of the scrap tire class two
23 receivers, appointed by the Business Council of Alabama.

24 "(c) The STC shall review the implementation of the
25 law and effectiveness of the revenue derived from the law to

1 accomplish the intended purposes and advise the Legislature
2 and the department as appropriate.

3 "(d) The STC shall meet quarterly for the first two
4 years at a minimum, and thereafter as determined by the STC,
5 but no less than annually. The department and ADECA shall
6 report scrap tire program status to the STC at each regularly
7 called meeting of the STC. Expenses of the STC shall be paid
8 from the Scrap Tire Fund.

9 "(e) Members of the STC shall be reimbursed for
10 expenses when attending meetings representing the STC from the
11 Scrap Tire Fund. Reimbursement shall be approved and certified
12 by the director of the department upon receipt of appropriate
13 documentation in accordance with Sections 36-7-1 through
14 36-7-42.

15 "(f) After seven years or upon the recommendation of
16 the STC and the department, the Legislature shall consider
17 reducing that portion of the scrap tire environmental fee
18 directed towards cleanup. Provided, that any reduction in the
19 scrap tire environmental fee shall become effective October 1
20 following the year in which the STC and the department concur
21 that a reduction is in order. However, the fee shall not be
22 reduced below fifty cents (\$.50) in order to assure adequate
23 enforcement of the law by the department and cooperating
24 counties and to fund unanticipated cleanups, as needed.

1 "(g) The STC shall establish the percentages for
2 distribution of funds that accumulate in the Scrap Tire Fund,
3 except as otherwise specified by this chapter.

4 "(h) Prior to the promulgation of any proposed
5 regulation dealing with this chapter, the department shall
6 receive the approval of the STC. The STC shall provide the
7 department a response to its request for approval within 60
8 days of receipt of such request unless such other time is
9 mutually agreed upon by the department and the STC.

10 "(i) STSC members representing those entities
11 specified in subsection (b) shall continue as members of the
12 new STC unless or until replacements are appointed.

13 "(j) After September 1, 2003, existing members of
14 the STSC, or their replacements who become members of the STC,
15 must meet within 90 days. The department shall notify the STC
16 of the time and place of the initial meeting.

17 "(k) The department and ADECA, through the STC,
18 shall report biennially to the Legislature on the activities
19 of the scrap tire programs authorized by this chapter,
20 including recommendations. Such reports shall be submitted by
21 the STC."

22 Section 2. Although this bill would have as its
23 purpose or effect the requirement of a new or increased
24 expenditure of local funds, the bill is excluded from further
25 requirements and application under Amendment 621 because the

1 bill defines a new crime or amends the definition of an
2 existing crime.

3 Section 3. This act shall become effective
4 immediately following its passage and approval by the
5 Governor, or its otherwise becoming law.

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Speaker of the House of Representatives

President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in
and was passed by the House 05-APR-06.

Greg Pappas
Clerk

Senate

17-APR-06

Passed