

GREEN SHEET REDIGEST

HB 589

2017 Regular Session

Bagneris

(KEYWORD, SUMMARY, AND DIGEST as amended by Senate committee amendments)

NUISANCE/PUBLIC: Authorizes the governing authorities of municipalities to regulate the accumulation of waste tires on residential property

DIGEST

Proposed law authorizes the governing authority of a municipality to adopt an ordinance regulating the accumulation of waste tires on private residential property. Provides that such an ordinance shall include fines for violations and provision for employees of the municipality or of a firm contracting with the municipality to enter private property for the purpose of removing waste tires that are in violation of the ordinance. Proposed law requires that fines imposed pursuant to proposed law be sufficient to cover the cost for processing the tires collected pursuant to proposed law. Proposed law further requires that the monies collected be deposited into the Waste Tire Management Fund (fund).

Present law defines "waste tire", for purposes of the Solid Waste Recycling and Reduction Law (R.S. 30:2412), to mean a whole tire that is no longer suitable for its original purpose because of wear, damage, or defect. Proposed law defines "waste tires", for purposes of proposed law, to have the same meaning as present law.

Present law authorizes the secretary of the Dept. of Environmental Quality (DEQ) to promulgate rules and regulations to administer the waste tire program. Provides that \$2 per passenger/light truck tire, \$5 per medium truck tire, and \$10 per off-road tire be collected for every tire sold. Present law provides that these fees are deposited into the fund which is used to operate the waste tire program in DEQ. One aspect of that program is to reimburse waste tire processors from the fund for scrapping program eligible waste tires generated within the state.

Proposed law retains present law and provides that processing waste tires collected pursuant to proposed law is eligible for reimbursement from the fund.

(Adds R.S. 33:4885)

Summary of Amendments Adopted by House

The House Floor Amendments to the engrossed bill:

1. Provide a definition for "waste tire".
2. Require that fines imposed pursuant to proposed law be sufficient to cover the cost for processing tires collected pursuant to proposed law and that monies collected be deposited into the waste tire fund.
3. Prohibit reimbursement from the waste tire fund for processing tires collected pursuant to proposed law.

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Local and Municipal Affairs
to the reengrossed bill

1. Mandates that the ordinance adopted include penalties for violations and authority for employees of the municipality or a contracting firm to enter private property to remove tires.
2. Authorizes reimbursement from the waste tire fund for processing tires collected pursuant to proposed law.