

TIRE RECYCLING AMENDMENTS

2019 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Scott D. Sandall

House Sponsor: Carl R. Albrecht

LONG TITLE

General Description:

This bill modifies reimbursement provisions of the Waste Tire Recycling Act.

Highlighted Provisions:

This bill:

▶ ~~§~~ → [~~states~~] addresses ~~←~~ ~~§~~ the director of the Division of Waste Management and

Radiation Control ~~§~~ → [may

~~authorize 100%~~ authority to authorize ~~←~~ ~~§~~ reimbursement of a waste tire transporter's or recycler's

cost ~~§~~ → [if the

~~county applying for reimbursement is a county of the third, fourth, fifth, or sixth~~

~~class, or the municipality applying for reimbursement is in a county of the third,~~

~~fourth, fifth, or sixth class~~] ~~←~~ ~~§~~ ; and

▶ makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

19-6-811, as last amended by Laws of Utah 2012, Chapter 360

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **19-6-811** is amended to read:



28 **19-6-811. Funding for management of certain landfill or abandoned waste tire**
 29 **piles -- Limitations.**

30 (1) (a) A county or municipality may apply to the director for payment from the fund
 31 for costs of a waste tire transporter or recycler to remove waste tires from an abandoned waste
 32 tire pile or a landfill waste tire pile operated by a state or local governmental entity and deliver
 33 the waste tires to a recycler.

34 (b) The director may authorize a maximum reimbursement of:

35 (i) subject to Subsection (1)(d), 100% of a waste tire transporter's or recycler's costs
 36 allowed under Subsection (2) to remove waste tires from an abandoned waste tire pile or
 37 landfill waste tire pile and deliver the waste tires to a recycler, if:

38 (A) ~~the~~ ~~waste~~ ~~tires~~ ~~have~~ ~~been~~ ~~added~~ ~~to~~ ~~the~~ ~~abandoned~~ ~~waste~~ ~~tire~~ ~~pile~~ ~~or~~ ~~landfill~~
 38a ~~waste~~

39 ~~tire pile on or after July 1, 2001; [or] ~~the~~ ~~county~~ ~~is~~ ~~a~~ ~~county~~ ~~of~~ ~~the~~ ~~third~~, ~~fourth~~, ~~fifth~~, ~~or~~ ~~sixth~~ ~~class~~ ~~or~~ ~~the~~ ~~municipality~~ ~~is~~ ~~located~~ ~~in~~ ~~a~~ ~~county~~ ~~of~~ ~~the~~ ~~third~~, ~~fourth~~, ~~fifth~~, ~~or~~ ~~sixth~~ ~~class~~;~~

40 (B) the county is a county of the third, fourth, fifth, or sixth class ~~or~~ ~~the~~ ~~municipality~~ ~~is~~ ~~located~~ ~~in~~ ~~a~~ ~~county~~ ~~of~~ ~~the~~ ~~third~~, ~~fourth~~, ~~fifth~~, ~~or~~ ~~sixth~~ ~~class~~;

41 or ~~the~~ ~~municipality~~ ~~is~~ ~~located~~ ~~in~~ ~~a~~ ~~county~~ ~~of~~ ~~the~~ ~~third~~, ~~fourth~~, ~~fifth~~, ~~or~~ ~~sixth~~ ~~class~~;
 41a ~~the~~ ~~county~~ ~~is~~ ~~a~~ ~~county~~ ~~of~~ ~~the~~ ~~third~~, ~~fourth~~, ~~fifth~~, ~~or~~ ~~sixth~~ ~~class~~;

42 (ii) subject to Subsection (1)(d), 60% of a waste tire transporter's or recycler's costs
 43 allowed under Subsection (2) to remove waste tires from an abandoned waste tire pile or
 44 landfill waste tire pile and deliver the waste tires to a recycler, if:

45 (A) waste tires have been added to the abandoned waste tire pile or landfill waste tire
 46 pile on or after July 1, 2001; ~~the~~ ~~county~~ ~~is~~ ~~a~~ ~~county~~ ~~of~~ ~~the~~ ~~third~~, ~~fourth~~, ~~fifth~~, ~~or~~ ~~sixth~~ ~~class~~;

47 (B) the county is a county of the first or second class ~~or~~ ~~the~~ ~~municipality~~ ~~is~~ ~~located~~ ~~in~~ ~~a~~ ~~county~~ ~~of~~ ~~the~~ ~~third~~, ~~fourth~~, ~~fifth~~, ~~or~~ ~~sixth~~ ~~class~~;

48 or ~~the~~ ~~municipality~~ ~~is~~ ~~located~~ ~~in~~ ~~a~~ ~~county~~ ~~of~~ ~~the~~ ~~third~~, ~~fourth~~, ~~fifth~~, ~~or~~ ~~sixth~~ ~~class~~; ~~the~~ ~~county~~ ~~is~~ ~~a~~ ~~county~~ ~~of~~ ~~the~~ ~~third~~, ~~fourth~~, ~~fifth~~, ~~or~~ ~~sixth~~ ~~class~~;

48a **(iii) subject to Subsection (1)(d), 60% of waste tire transporter's or recycler's costs allowed**
 48b **under Subsection (2) to remove waste tires from an abandoned waste tire pile or landfill waste**
 48c **tire pile and deliver the waste tires to a recycler if the waste tires have been added to the**
 48d **abandoned waste tire pile and landfill waste tire pile on or after July 1, 2001, and the**
 48e **reimbursement is for:**

48f **(A) an interlocal cooperative agency;**

48g **(B) a special district; or**

48h **(C) a waste transfer station.** ~~the~~ ~~county~~ ~~is~~ ~~a~~ ~~county~~ ~~of~~ ~~the~~ ~~third~~, ~~fourth~~, ~~fifth~~, ~~or~~ ~~sixth~~ ~~class~~;

49 (c) The director may deny an application for payment of waste tire pile removal and
 50 delivery costs, if the director determines that payment of the costs will result in there not being
 51 sufficient money in the fund to pay expected reimbursements for recycling or beneficial use