
HOUSE BILL 1705

State of Washington

58th Legislature

2003 Regular Session

By Representatives Simpson, Chandler, Cooper, Newhouse, Skinner, Romero, Hankins, Hatfield, Mastin, Delvin, Lovick, Campbell, Wood, Sump, Grant, Hudgins, Dunshee, Rockefeller, Moeller and Linville

Read first time 02/05/2003. Referred to Committee on Fisheries, Ecology & Parks.

1 AN ACT Relating to tire recycling; amending RCW 70.95.510,
2 70.95.530, and 70.95.535; and adding a new section to chapter 70.95
3 RCW.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 **Sec. 1.** RCW 70.95.510 and 1989 c 431 s 92 are each amended to read
6 as follows:

7 (1) There is levied a one dollar per tire fee on the retail sale of
8 new replacement vehicle tires (~~for a period of five years, beginning~~
9 ~~October 1, 1989~~). The fee imposed in this section shall be paid by
10 the buyer to the seller, and each seller shall collect from the buyer
11 the full amount of the fee. The fee collected from the buyer by the
12 seller (~~less the ten percent amount retained by the seller as provided~~
13 ~~in RCW 70.95.535 shall~~) must be paid to the department of revenue in
14 accordance with RCW 82.32.045, and the proceeds remaining after the
15 deposit required by subsection (3) of this section, must be deposited
16 into the vehicle tire recycling account created under section 2 of this
17 act. All other applicable provisions of chapter 82.32 RCW have full
18 force and application with respect to the fee imposed under this
19 section. The department of revenue shall administer this section.

1 (2) For the purposes of this section, "new replacement vehicle
2 tires" means tires that are newly manufactured for vehicle purposes and
3 used tires available for resale, but does not include retreaded vehicle
4 tires.

5 (3) Of the one dollar fee imposed in subsection (1) of this
6 section, twenty-five cents must be deposited into the motor vehicle
7 account and must be used by the department of transportation for road
8 maintenance, which may incorporate the use of material derived from
9 scrap tires.

10 NEW SECTION. Sec. 2. A new section is added to chapter 70.95 RCW
11 to read as follows:

12 The vehicle tire recycling account is created within the state
13 treasury. After the deposit of funds into the motor vehicle account as
14 provided for in RCW 70.95.510(3), the remaining funds received under
15 RCW 70.95.510(1) must be deposited in the vehicle tire recycling
16 account and used by the department of ecology for purposes including
17 but not limited to those specified in RCW 70.95.535. The department of
18 revenue shall deduct two percent from the funds collected under RCW
19 70.95.510 for the purpose of administering and collecting the fee from
20 new replacement tire retailers.

21 **Sec. 3.** RCW 70.95.530 and 1988 c 250 s 1 are each amended to read
22 as follows:

23 Moneys in the vehicle tire recycling account may be appropriated to
24 the department of ecology for the following purposes:

25 (1) To provide (~~for~~) funding to state and local governments for
26 the removal of discarded vehicle tires from (~~unauthorized~~) illegal
27 tire (~~dump sites~~) piles;

28 (2) To (~~accomplish the other purposes of RCW 70.95.020(5); and~~

29 ~~(3) To fund the study authorized in section 2, chapter 250, Laws of~~
30 ~~1988~~) support the programs provided for in RCW 70.95.535(1).

31 In spending funds in the account under this section, the department
32 of ecology shall identify communities with the most severe problems
33 with waste tires and provide funds first to those communities to remove
34 accumulations of waste tires.

1 **Sec. 4.** RCW 70.95.535 and 1989 c 431 s 93 are each amended to read
2 as follows:

3 ~~(1) ((Every person engaged in making retail sales of new~~
4 ~~replacement vehicle tires in this state shall retain ten percent of the~~
5 ~~collected one dollar fee. The moneys retained may be used for costs~~
6 ~~associated with the proper management of the waste vehicle tires by the~~
7 ~~retailer.~~

8 ~~(2))~~ The department of ecology will administer the funds contained
9 in the vehicle tire recycling account for ~~((the))~~ purposes ~~((specified~~
10 ~~in RCW 70.95.020(5))~~) including, but not limited to:

11 ~~(a) ((Making grants to local governments for pilot demonstration~~
12 ~~projects for on-site shredding and recycling of tires from unauthorized~~
13 ~~dump sites;~~

14 ~~(b))~~ Grants to local government for enforcement programs;

15 ~~((c))~~ (b) Implementation of a public information and education
16 program to include posters, signs, and informational materials to be
17 distributed to retail tire sales and tire service outlets;

18 ~~((d))~~ (c) Product marketing studies for recycled tires and
19 alternatives to land disposal;

20 (d) Scrap tire demonstration projects including those implemented
21 by state agencies;

22 (e) Statewide illegal tire pile cleanups, as provided for in RCW
23 70.95.240(2)(c), and local citizen scrap tire amnesty events;

24 (f) Statewide tire carrier tracking, reporting, and enforcement of
25 the movement of tires within this state.

26 (2) Local governments that are recipients of the enforcement
27 program grant funding must submit an annual report to the department of
28 ecology for each year the grant funding is expended, detailing the uses
29 of the funds and including information on what enforcement activities
30 were supported with the grant funds.

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