

SENATE COMMITTEE AMENDMENTS

2015 Regular Session

Amendments proposed by Senate Committee on Environmental Quality to Reengrossed House Bill No. 746 by Representative Miguez

1 AMENDMENT NO. 1

2 On page 1, line 2, delete "2418(I)(2)" and insert "2412(4), (5), (5.1),(5.2), and (6.1)"

3 AMENDMENT NO. 2

4 On page 1, line 3, delete "2412(31)" and insert "2412(5.3), (16.1), (24.2), and (31)"

5 AMENDMENT NO. 3

6 On page 1, line 5, delete "payments to processors of waste tires" and insert "expedited
7 approval of certain customary end-market uses"

8 AMENDMENT NO. 4

9 On page 1, delete line 10 and insert "Section 1. R.S. 30:2412(4), (5), (5.1), (5.2), and (6.1)
10 are hereby amended and reenacted and R.S. 30:2412(5.3), (16.1), (24.2), and (31)"

11 AMENDMENT NO. 5

12 On page 1, between lines 15 and 16, insert the following:

13 (4) "Medium truck tire" means a tire ~~weighing one hundred pounds or more~~
14 ~~and~~ normally used on semitrailers, truck-tractor, semitrailer combinations or other
15 like vehicles used primarily to commercially transport persons or property on the
16 roads of this state or any other vehicle regularly used on the roads of this state.

17 (5) "Motor vehicle" means an automobile, motorcycle that is operated either
18 on-road or off-road, truck, trailer, semitrailer, truck-tractor and semitrailer
19 combination, or any other vehicle operated in this state, and propelled by power
20 other than muscular power; but the term does not include bicycles, ~~and~~ mopeds, lawn
21 mowers, golf carts, all-terrain vehicles, and utility vehicles.

22 (5.1) "Motor vehicle dealer" means any person that sells or leases new motor
23 vehicles that are required to be registered in or are intended for use in the state of
24 Louisiana.

25 (5.2) "Off-road tire" means a tire weighing one hundred pounds or more and
26 that is normally used on off-road vehicles.

27 ~~(5.2)~~ (5.3) "Off-road vehicle" means construction, farming, industrial,
28 mining, and other vehicles not normally operated on the roads of this state. This term
29 does not include vehicles propelled solely by muscular power.

30 * * *

31 (6.1) "Passenger/light truck/small farm service tire" means a tire ~~weighing~~
32 ~~less than one hundred pounds and~~ normally used on ~~automobiles~~ motor vehicles,
33 pickup trucks, sport utility vehicles, front steer tractors, and farm implement service
34 vehicles.

35 * * *

36 (16.1)"Sale of a motor vehicle" means any sale or lease of a new motor
37 vehicle that would be required to be registered in or intended for use in the state of
38 Louisiana.

39 * * *

40 (24.2) "Waste tire material" means recovered material produced from whole
41 waste tires which have been processed, unless abandoned or otherwise improperly
42 disposed of in a manner that subjects the material to solid waste regulations.

43 * * *"

1 AMENDMENT NO. 6

2 On page 2, delete line 2, and insert "more than half."

3 AMENDMENT NO. 7

4 On page 2, lines 13 and 14, delete "end market uses of waste tire material by January 1,
5 2016." and insert "expedited approval of customary end-market uses including but not
6 limited to those recognized by the Environmental Protection Agency, the Rubber
7 Manufacturers Association, or previously approved by the department."

8 AMENDMENT NO. 8

9 On page 2, delete lines 17 through 27

10 AMENDMENT NO. 9

11 On page 3, delete lines 1 and 2

12 AMENDMENT NO. 10

13 On page 4, after line 9, insert the following:

14 "Section 4. The department shall use the emergency rulemaking process of
15 the Administrative Procedure Act to promulgate and adopt the rules, regulations, or
16 guidelines necessary to implement the provisions of R.S. 30:2418(H). These rules,
17 regulations, or guidelines shall be adopted by October 1, 2015. After October 1,
18 2015, if the department amends or repeals any rules, regulations, or guidelines
19 adopted pursuant to R.S. 30:2418(H) then the department shall use the normal
20 rulemaking process of the Administrative Procedure Act. However, if the
21 department finds an imminent peril to the public health, safety, or welfare requires
22 adoption of a rule, regulation, or guideline upon shorter notice, then the agency may
23 use the emergency rulemaking process."