

**RÉSUMÉ DIGEST****ACT 633 (HB 631)****2016 Regular Session****Miguez**

Existing law 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. These fees are deposited into the Waste Tire Management Fund which is used to operate the waste tire program in the Dept. of Environmental Quality. One aspect of that program is to reimburse waste tire processors from the fund for scrapping waste tires generated within the state.

Prior law defined "tire" as a continuous solid or pneumatic rubber covering encircling the wheel of a motor vehicle or off-road vehicle. New law retains prior law and adds spare tires to the definition.

Prior law defined "motor vehicle" as an automobile or motorcycle that is operated either on-road or off-road, truck, trailer, semitrailer, truck-tractor and semitrailer combination, or any other vehicle operated in this state, and propelled by power other than muscular power, but the term does not include bicycles and mopeds.

New law retains prior law and adds all-terrain vehicle and utility terrain vehicle to the definition.

Prior law defined a "passenger/light truck/small farm service tire" as a tire weighing less than 100 lbs. and normally used on automobiles and motorcycles that are operated either on-road or off-road, pickup trucks, sport utility vehicles, front steer tractors, and farm implement service vehicles.

New law retains prior law and adds tires used on all-terrain vehicles and utility terrain vehicles to the definition.

Existing law provides for a judicial process to collect delinquent fees from generators that may result in a court order to cease further pursuit of business.

New law adds authority for the secretary to impose a delinquent fee of 10% of the unpaid fee or \$25, whichever is greater, on any person failing to timely remit waste tire fees. New law also imposes a delinquent fee of \$25 upon any person failing to timely submit a required monthly waste tire fee report.

New law dedicates the proceeds from the delinquent fee provided for in new law to special waste tire projects as determined by the secretary. New law requires any such proceeds remaining at the end of the fiscal year that have not been used for special projects be deposited in the Waste Tire Management Fund.

Effective October 1, 2016.

(Amends R.S. 30:2412(5), (6.1), and (19); Adds R.S. 30:2418(O)(5))