

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)



# 117th MAINE LEGISLATURE

## SECOND REGULAR SESSION-1996

---

Legislative Document

No. 1781

---

H.P. 1298

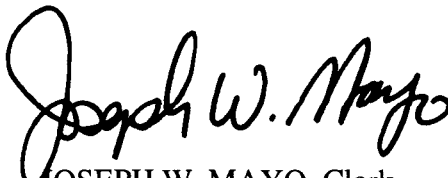
House of Representatives, February 13, 1996

---

**An Act to Support Abatement of Uncontrolled Tire Stockpiles.**

---

Submitted by the Department of Environmental Protection pursuant to Joint Rule 24.  
Reference to the Committee on Natural Resources suggested and ordered printed.

  
JOSEPH W. MAYO, Clerk

Presented by Representative GOULD of Greenville.  
Cosponsored by Representative SPEAR of Nobleboro.

**Be it enacted by the People of the State of Maine as follows:**

2  
4       **Sec. 1. 36 MRSA §4832, sub-§2**, as amended by PL 1991, c. 546,  
§31, is further amended to read:

6       **2. Exemption.** Transactions that, under the laws of this  
8 State, are not subject to taxation in accordance with Part 3 are  
exempt from the fee imposed by subsection 1. Sales of any items  
10 that occur as part of a sale of a trailer, a mobile home or any  
motorized vehicle, except sales of tires that occur as part of a  
sale of a motorized vehicle, are exempt from the fee imposed by  
12 subsection 1.

14       **Sec. 2. 36 MRSA 4833, last ¶**, as amended by PL 1989, c. 927,  
§5, is further amended to read:

16       The revenue derived from the fee imposed by ~~this chapter~~  
18 section 4832 must be deposited in the Maine Solid Waste  
Management Fund established under Title 38, ~~chapter 24~~ section  
20 2201, which except that the fee on tires sold as part of a sale  
of any motorized vehicle must be deposited in the Tire Management  
22 Fund established under Title 38, section 1316-F. These 2 funds  
must reimburse the General Fund for the administrative costs of  
24 the fee as certified by the Bureau of Taxation.

26       **Sec. 3. 38 MRSA §1316-F**, enacted by PL 1995, c. 465, Pt. A,  
§24 and affected by Pt. C. §2, is amended to read:

28       **§1316-F. Tire Management Fund**

30       The Tire Management Fund is created within the department as  
32 a nonlapsing dedicated fund to pay the costs of tire stockpile  
abatement, remediation and cleanup. All amounts recovered under  
34 section 1316-C and the fees imposed under Title 36, section 4832  
on tires sold as part of a sale of any motorized vehicle must be  
36 credited to this fund. In addition, all other funds appropriated  
or allocated to the fund must be deposited in the fund and the  
38 fund may accept grants, bequests, gifts or contributions from any  
person, corporation or governmental entity. The fund must be  
40 used for the purposes set forth in section 1316-B. Permissible  
uses include providing financial incentives to tire processors to  
42 make the processing of tires economically feasible. The  
department shall report to the joint standing committee of the  
44 Legislature having jurisdiction over natural resources matters by  
March 1, 1996 on how the funds have been spent.

2  
4  
6  
8  
10

**STATEMENT OF FACT**

This bill extends the \$1 per tire fee imposed on the retail sale of new tires to sales of tires that occur as part of a sale of a motorized vehicle. The revenues raised by this bill must be credited to the Tire Management Fund to be used to pay the costs of tire stockpile abatement, remediation and cleanup.