

MAINE STATE LEGISLATURE

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119th MAINE LEGISLATURE

FIRST REGULAR SESSION-1999

Legislative Document

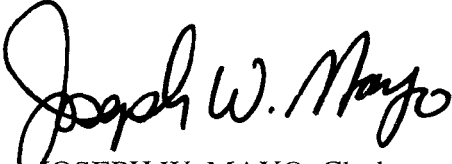
No. 1772

H.P. 1243

House of Representatives, March 9, 1999

An Act to Require Tire Manufacturers to Accept Tires for Return.

Reference to the Committee on Natural Resources suggested and ordered printed.


JOSEPH W. MAYO, Clerk

Presented by Representative GOODWIN of Pembroke.

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

2
4 **Sec. 1. 36 MRSA §4831, sub-§4**, as amended by PL 1989, c. 878, Pt. B, §34 and affected by §35, is repealed.

6 **Sec. 2. 36 MRSA §4832, sub-§1**, as amended by PL 1989, c. 927, §5, is further amended to read:

8 **1. Imposition.** A fee is imposed on the retail sale in this
10 State of ~~new--tires~~, new lead-acid batteries, new major
12 appliances, new major furniture items, new bathtubs and new
14 mattresses. The fee is in the amount of \$1 per tire or lead-acid
16 battery and \$5 for major appliances, major furniture items,
18 bathtubs and mattresses. Additionally, fees in the same amounts
20 are imposed on the storage, use or other consumption in this
22 State of ~~tires~~, lead-acid batteries, major appliances, major
24 furniture items, bathtubs and mattresses purchased new in this
26 State by the user or purchased out of State by the user unless
28 either of the fees imposed by this section has been paid.

30 **Sec. 3. 38 MRSA §1316-N** is enacted to read:

32 **§1316-N. Used motor vehicle tires; return to manufacturer**

34 A manufacturer of new motor vehicle tires sold in the State shall:

36 **1. Accept used tires.** Accept from its customers or distributors all used motor vehicle tires that were manufactured and sold as new after the effective date of this section.

38 **2. Properly dispose of used tires.** Recycle or properly dispose of all used motor vehicle tires it has accepted under this subsection;

40 **3. Notify purchaser.** Notify each purchaser of motor vehicle tires it sells of the available system for proper collection of the tires; and

42 **4. Establish a collection system.** Provide a system for the collection of the used tires, including a system for customers to return used motor vehicle tires to the distributor of its tires in the State. The tire manufacturer shall accept used tires at the time that new motor vehicle tires are delivered to the purchaser or distributor of its tires in the State. If the tire manufacturer does not make deliveries on a monthly basis, it shall make arrangements with the purchaser or distributor so that all used tires can be returned to the manufacturer each month.

2 A fee may not be assessed to a purchaser of motor vehicle
3 tires for use of the collection system provided in this
4 subsection.

6 **SUMMARY**

8 This bill requires a tire manufacturer to accept for return
9 those brands of tires it manufactures. This bill further
10 eliminates the fee paid by the tire consumer for return of the
motor vehicle tires.