

MAINE STATE LEGISLATURE

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121st MAINE LEGISLATURE

FIRST REGULAR SESSION-2003

Legislative Document

No. 1253

H.P. 927

House of Representatives, March 6, 2003

An Act to Ensure Playground Safety

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

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative TRAHAN of Waldoboro.
Cosponsored by Senator HALL of Lincoln and
Representatives: BARSTOW of Gorham, BUNKER of Kossuth Township, COWGER of
Hallowell, DUNLAP of Old Town, FISCHER of Presque Isle, GERZOFKY of Brunswick,
O'BRIEN of Augusta, RECTOR of Thomaston.

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

4 **Sec. 1. 5 MRSA §3307-G** is enacted to read:

6 **§3307-G. Playground Safety and Tire Recycling Fund**

8 The Playground Safety and Tire Recycling Fund, referred to
10 in this section as "the fund," is established as a nonlapsing
12 fund within the State Planning Office into which must be
14 deposited the playground safety and tire recycling fees imposed
16 pursuant to Title 36, section 4841. The purpose of the fund is
18 to promote playground safety while encouraging the recycling of
20 tires. The fund must be used to award matching grants to public
22 schools and institutions, state parks and recreation areas for
24 the purpose of reimbursing such entities for purchasing and
26 installing, according to the specifications outlined in the
28 American Standards for Testing and Materials 1292, ASTM,
30 playground surfacing material made from crumb rubber or other
32 waste tire material processed by a facility located in this
34 state. For the purposes of this section, the term "public
36 schools and institutions" means public educational institutions
38 or other public institutions located in this state and approved
40 or licensed for the purpose of education or caring for children.
42 The term "state parks or recreation areas" means public
44 recreation areas owned and operated by the State that contain a
46 playground area for public use. The State Planning Office shall
48 adopt rules to administer the fund. Rules adopted pursuant to
50 this section are major substantive rules as defined in Title 5,
chapter 375, subchapter 2-A.

32 **Sec. 2. 36 MRSA c. 720** is enacted to read:

34 **CHAPTER 720**

36 **PLAYGROUND SAFETY AND TIRE RECYCLING FEE**

38 **§4841. Playground safety and tire recycling fee**

40 A fee in the amount of 25¢ per tire is imposed on the retail
42 sale of tires to be deposited in the Playground Safety and Tire
44 Recycling Fund, established under Title 5, section 3307-G.

46 **SUMMARY**

48 This bill establishes a Playground Safety and Tire Recycling
50 Fund to provide matching grants to public schools and
institutions and state parks and recreation areas to purchase and
install playground surfacing material made from waste tire
material. The intent of this bill is to improve playground

2 safety while also promoting the reuse of tires. The bill
3 establishes the fund within the State Planning Office and directs
4 that office to adopt rules to administer the fund. The bill
5 imposes a fee of 25¢ per tire to provide the funding for the
6 grant program.