

ASSEMBLY BILL

No. 812

**Introduced by Assembly Member Ma
(Coauthor: Assembly Member Skinner)**

February 17, 2011

An act to amend Section 16003 of, and to add Section 42704 to, the Public Resources Code, relating to solid waste.

LEGISLATIVE COUNSEL'S DIGEST

AB 812, as introduced, Ma. Solid waste: recycled concrete: recycled asphalt.

Under existing law, it is the policy of the state to conserve and protect resources by encouraging the recycling of solid waste and the purchase of those recycled materials, including recycled concrete and rubberized asphalt concrete.

Under existing law, in purchasing any materials to be used in paving or paving subbase for use by the Department of Transportation or any other state agency that provides road construction and repair services, the State Procurement Officer is required to make contracts available for those items that use recycled materials. Existing law prohibits recycled concrete from being offered, provided, or sold to the Department of Transportation or the Department of General Services for any use unless specifically requested and approved by that department.

This bill would delete the requirement that the Department of Transportation or the Department of General Services have specifically requested recycled concrete.

Existing law also requires the State Procurement Officer to make contracts available that use crumb rubber, unless the Director of

Transportation determines that the use of the materials is not cost effective based on specified factors.

This bill would require the Department of Transportation to increase the allowable amount of recycled asphalt pavement (RAP) to 50% for hot mix asphalt mixes, unless the Director of Transportation determines that the use of the material is not practical, cost effective, or appropriate for a given application.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 16003 of the Public Resources Code is
2 amended to read:

3 16003. ~~No recycled~~ *Recycled* concrete shall *not* be offered,
4 provided, or sold to the Department of Transportation or the
5 Department of General Services for any use, including, but not
6 limited to, any project under its affiliation, contract authority, or
7 oversight responsibility unless specifically ~~requested and~~ approved
8 by ~~the~~ *that* department.

9 SEC. 2. Section 42704 is added to the Public Resources Code,
10 to read:

11 42704. The Department of Transportation shall increase the
12 allowable amount of recycled asphalt pavement (RAP) to 50
13 percent for hot mix asphalt mixes, unless the Director of
14 Transportation determines that the use of the material is not
15 practical, cost effective, or appropriate for a given application.