

## Senate Bill No. 1026

### CHAPTER 605

An act to add an article heading immediately preceding Section 42700 of, and to add Article 2 (commencing with Section 42705) to, Chapter 14 of Part 3 of Division 30 of, the Public Resources Code, relating to solid waste.

[Approved by Governor October 4, 1995. Filed  
with Secretary of State October 5, 1995.]

#### LEGISLATIVE COUNSEL'S DIGEST

SB 1026, Dills. Solid waste: tire recycling.

Existing law requires the Director of Transportation, upon consultation with the California Integrated Waste Management Board, to review and modify all bid specifications relating to the purchase of paving materials, using recycled materials, as specified.

Existing federal law, the Intermodal Surface Transportation Efficiency Act of 1991 requires the Department of Transportation to meet minimum requirements for asphalt pavement containing recycled rubber.

This bill would require the department to request the United States Department of Transportation to revise those minimum federal requirements to allow the use of waste tires as fuel for cement manufacturing plants, as specified, if the department finds that the use of waste tires for fuel production at cement manufacturing plants in this state provides a highly valuable method to augment waste reduction with regard to the recycled rubber requirements of that federal act.

The bill would make legislative findings and declarations with regard to tire-fired kilns.

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

SECTION 1. The Department of Transportation shall request the United States Department of Transportation to revise the minimum requirements for asphalt pavement containing recycled rubber set forth in the Intermodal Surface Transportation Efficiency Act of 1991 (Public Law 102-240) to allow for the use of waste tires as fuel for cement manufacturing plants in addition to, but not in lieu of, their use in asphalt pavement containing recycled rubber, if the department finds that the use of waste tires for fuel production at cement manufacturing plants in this state provides a highly valuable method to augment waste reduction with regard to the recycled rubber requirements of that federal act.



SEC. 2. An article heading is added immediately preceding Section 42700 of Chapter 14 of Part 3 of Division 30 of the Public Resources Code, to read:

Article 1. Recycled Materials

SEC. 3. Article 2 (commencing with Section 42705) is added to Chapter 14 of Part 3 of Division 30 of the Public Resources Code, to read:

Article 2. Tire-fired Kilns

42705. The Legislature hereby finds and declares as follows:

(a) California currently faces a serious problem with respect to the collection, disposal, and recycling of used tires that are no longer consumer usable.

(b) It is estimated that California has an existing tire inventory of at least 100 million tires, an amount which grows by over 20 million tires per year.

(c) California has pursued several methods of tire disposal including, but not limited to, shredding and as an additive to asphalt for paving material.

(d) The cement industry in California has implemented a process that utilizes used tires as fuel for the kilns essential to the manufacture of cement.

(e) Used tires utilized as fuel for those kilns are completely consumed, including the rubber, fiber, and steel ingredients of the tire.

(f) The use of used tires in that process benefits California by reducing reliance on fossil fuel imported from outside the state.

(g) The consumption of used tires rather than fossil fuel for the kilns may reduce air pollution and may contribute to the improvement of air quality.

