

By: Representatives Fillingane, Davis, Lott

To: Conservation and Water Resources

COMMITTEE SUBSTITUTE  
FOR  
HOUSE BILL NO. 818

1 AN ACT TO AMEND SECTION 17-17-415, MISSISSIPPI CODE OF 1972,  
2 TO ALLOW A TIRE RETAILER TO LIST THE COST TO DISPOSE OF A WASTE  
3 TIRE SEPARATELY FROM THE PRICE OF A NEW OR REUSABLE TIRE; AND FOR  
4 RELATED PURPOSES.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

6 **SECTION 1.** Section 17-17-415, Mississippi Code of 1972, is  
7 amended as follows:

8 17-17-415. (1) Any person selling new or reusable tires at  
9 retail shall accept from a customer at the point of transfer, used  
10 or waste tires in a quantity at least equal to the number of new  
11 or reusable tires purchased, if offered by the customer. In  
12 addition, any person selling new or reusable tires at retail and  
13 accepting in return used or waste tires from the customer for  
14 ultimate disposal/recycling shall be prohibited from imposing  
15 additional disposal fees on the consumer in excess of the  
16 applicable tire fee in Section 17-17-423. Any disposal costs  
17 incurred by the retailer may be included in the price of the new  
18 or reusable tire or listed as a separate cost to the customer, but  
19 shall not be included in both the price of the tire and as a  
20 separate cost to the customer.

21 (2) Any tire retailer, tire wholesaler, motor vehicle  
22 dismantler and salvage dealer may hold not more than five hundred  
23 (500) waste tires for a period not to exceed ninety (90) days  
24 without being authorized as a waste tire collection site, if such  
25 tires are stored in a manner which protects human health and the  
26 environment pursuant to regulations adopted by the commission.

27 **SECTION 2.** This act shall take effect and be in force from  
28 and after July 1, 2004.