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HOUSE BILL 316

42ND LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 1996

INTRODUCED BY

LORENZO A. LARRANAGA

AN ACT

RELATING TO ENVIRONMENTAL PROTECTION; PROVIDING FOR THE USE OF  
RECYCLED TIRE RUBBER IN TRANSPORTATION-RELATED APPLICATIONS;  
MAKING AN APPROPRIATION.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 74-11-14 NMSA 1978 (being Laws 1994,  
Chapter 117, Section 14 and also Laws 1994, Chapter 126, Section  
14) is amended to read:

"74-11-14. [~~RUBBERIZED ASPHALT~~] RECYCLED TIRE RUBBER  
PROGRAM --The state highway and transportation department shall  
establish a program for and is authorized to use recycled tire  
rubber in rubberized asphalt [~~in~~] paving mixtures and other  
transportation-related applications for state and local highway  
or transportation projects and to pay any added expenses that  
may result from [~~using rubberized asphalt~~] those uses. The

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1 ~~[state highway and transportation]~~ department shall adopt  
2 ~~[rules]~~ regulations for the administration of the ~~[rubberized~~  
3 ~~asphalt]~~ recycled tire rubber program, including the development  
4 of procedures for disbursement of money to municipalities and  
5 counties for the use of recycled tire rubber in rubberized  
6 asphalt ~~[in]~~ paving mixtures and other transportation-related  
7 applications and shall develop ~~[paving]~~ or approve  
8 specifications for ~~[the use of rubberized asphalt]~~ those uses. "

9 Section 2. Section 74-11-16 NMSA 1978 (being Laws 1994,  
10 Chapter 117, Section 16 and also Laws 1994, Chapter 126, Section  
11 16) is amended to read:

12 "74-11-16. RUBBERIZED ASPHALT FUND CREATED. -- The  
13 "rubberized asphalt fund" is created in the state treasury.  
14 Money in the fund is appropriated to the state highway and  
15 transportation department to pay additional expenses that  
16 ~~[might]~~ result from ~~[using]~~ the recycled tire rubber program  
17 established pursuant to Section 74-11-14 NMSA 1978, including  
18 use of recycled tire rubber in rubberized asphalt paving mixes  
19 ~~[to allocate at least fifty percent of the fund to local~~  
20 ~~governments for that purpose and for carrying]~~ and other  
21 transportation-related applications and to carry out the  
22 ~~[provisions of the rubberized asphalt]~~ recycled tire rubber  
23 program, including hiring a term employee to administer the  
24 program. The department may allocate up to fifty percent of  
25 money in the fund to local governments pursuant to the

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1 department's recycled tire rubber program regulations. Any  
2 unexpended or unencumbered balance remaining in the rubberized  
3 asphalt fund at the end of a fiscal year shall not revert to the  
4 general fund. "

# State of New Mexico House of Representatives

FORTY- SECOND LEGISLATURE

SECOND SESSION, 1996

January 26, 1996

Mr. Speaker:

Your ENERGY AND NATURAL RESOURCES COMMITTEE, to whom has been referred

HOUSE BILL 316

has had it under consideration and reports same with recommendation that it DO PASS, and thence referred to the BUSINESS AND INDUSTRY COMMITTEE.

Respectfully submitted,

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James Roger Madalena, Chairman

FORTY- SECOND LEGISLATURE  
SECOND SESSION, 1996

H0316EN1

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Adopted \_\_\_\_\_ Not Adopted \_\_\_\_\_

(Chief Clerk) (Chief Clerk)

Date \_\_\_\_\_

The roll call vote was 9 For 0 Against

Yes: 9

Excused: None

Absent: McSorley, Ryan

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Underscored material = new  
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# State of New Mexico House of Representatives

FORTY-SECOND LEGISLATURE  
SECOND SESSION, 1996

February 6, 1996

Mr. Speaker:

Your BUSINESS AND INDUSTRY COMMITTEE, to whom has  
been referred

## HOUSE BILL 316

has had it under consideration and reports same with  
recommendation that it DO PASS, amended as follows:

1. On page 2, line 24, strike "may allocate up to" and  
insert in lieu thereof "shall allocate".,

and thence referred to the APPROPRIATIONS AND FINANCE  
COMMITTEE.



# State of New Mexico House of Representatives

FORTY-SECOND LEGISLATURE  
SECOND SESSION, 1996

February 9, 1996

Mr. Speaker:

Your APPROPRIATIONS AND FINANCE COMMITTEE, to  
whom has been referred

HOUSE BILL 316, as amended

has had it under consideration and reports same with  
recommendation that it DO PASS, amended as follows:

1. On page 3, between lines 4 and 5, insert a new  
section to read:

“Section 3. TEMPORARY PROVISION-- DEPARTMENT REPORT. --  
The state highway and transportation department shall report  
to the appropriate interim committee by September 1, 1996 on  
its plans and actions taken to implement the use of  
rubberized asphalt in highway and road projects in New  
Mexico.”.

FORTY-SECOND LEGISLATURE  
SECOND SESSION, 1996

HB 316

Page 9

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Respectfully submitted,

\_\_\_\_\_  
\_Max Coll, Chairman

Adopted \_\_\_\_\_ Not Adopted \_\_\_\_\_  
(Chief Clerk) (Chief Clerk)

Date \_\_\_\_\_

The roll call vote was 11 For 0 Against

Yes: 11

Excused: Bird, Buffett, Gentry, Knowles, Martinez,  
Townsend, Watchman

Absent: none

H0316AF1

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FORTY-SECOND LEGISLATURE  
SECOND SESSION, 1996

1 HB 316

Page 10

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FORTY-SECOND LEGISLATURE  
SECOND SESSION, 1996

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February 12, 1996

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10 Mr. President:

11

12 Your CORPORATIONS & TRANSPORTATION COMMITTEE, to

13

whom has been referred

14

HOUSE BILL 316, as amended

15

16 has had it under consideration and reports same with

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recommendation that it DO NOT PASS.

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Respectfully submitted,

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\_\_\_\_\_  
Roman M. Maes, III, Chairman

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FORTY- SECOND LEGISLATURE  
SECOND SESSION, 1996

1 **HB 316**

Page 11

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Adopted \_\_\_\_\_ Not Adopted \_\_\_\_\_  
(Chief Clerk) (Chief Clerk)

Date \_\_\_\_\_

The roll call vote was 5 For 2 Against  
Yes: 5  
No: Fidel, Rawson  
Excused: McKibben, Robinson  
Absent: None

**H0316CT1**

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