

Enforcement Committee Survey Questions

Submit responses to lfreeman@idem.IN.gov by March 31, 2020

Rule/Statue Questions:

1. What program exemptions do you have for tires in your state and do they cause issues?
2. What use exemptions (exclusions) do you have for tires in your state and do they cause issues?
3. Does your state collect a fee/tax on the sale of new tires to fund your scrap tire program and if so, what is the fee/tax?
4. If your state does not collect a fee/tax, how is your scrap tire program funded?

Manifest/Reporting Requirements:

5. Does your state have a manifest program?
6. Does the manifest program cover all types of tires in the state?
7. Are there any exemptions from your manifest program?
8. What reporting do you require from permitted/registered scrap tire businesses and how frequently do you require reporting?

Operations:

9. What are the financial assurance requirements for permitted/registered scrap tire businesses (on a \$/tire basis)?
10. What is the maximum number of tires a facility can have on site?
11. Does your state require specific plans for managing tires inside vs outside?
12. Does your state require a contingency/emergency response plan/fire plan?
13. Does your state require a storm water management plan?
14. Does your state require vector controls?

Inspections:

15. How often do you inspect scrap tire processing/storage facilities in your state?
16. How are violations typically identified in your state?
17. What is your state process for initiating a violation of a state scrap tire statute/regulation?
18. How long does it take from the time a violation is found until communications to the entity in violation occur?
19. Do you provide for compliance assistance/provide guidance to get the facility back into compliance when a violation is found?
20. Do you inspect tire retailers/dealers in you state?

Enforcement:

21. What is the number of formal enforcement cases/year for both permitted and unpermitted tires sites in your state?
22. How long do you provide the entity in violation an opportunity to correct the violation before pursuing additional actions?
23. When do you start the formal enforcement proceedings?
24. What additional enforcement actions (criminal liability, fines, etc.) are available in your state?
25. What is the maximum fine available for a state to charge an entity for an enforcement violation?
26. How much can a violator be fined for exceeding storage limits?

Miscellaneous:

27. Does your state provide funds or promote an amnesty program for scrap tires and how often are amnesty events held?

