Kansas Administrative Regulations

Department of Health and Environment

Article 29.—Solid Waste Management—Part 3. Standards for Waste Tire Management.

28-29-28a. Establishing value of used tires.

(a) Used tires at a waste tire collection center shall be considered to have value if the owner of the used tires demonstrates to the department, through sales and inventory records, that the used tires are being sold at a rate equal to or greater than 75% of the daily used tire inventory per year.

(b) Each owner of used tires at a waste tire collection center shall choose one of the following methods to determine the daily used tire inventory.

(1) The owner of the used tires shall count the used tires on the day of inspection by the department and shall use that number as the daily used tire inventory for the purpose of establishing the value of the used tires.

(2) The owner of the used tires shall inventory all the used tires at the waste tire collection center at least once every month and shall use the average (mean) of these monthly inventories to calculate the daily used tire inventory for the purpose of establishing the value of the used tires. The owner of the used tires shall maintain a record of each monthly inventory for at least 12 months after the monthly inventory and shall provide the department with the monthly inventory records on request.

(c) Each owner of used tires at a waste tire collection center shall maintain used tire sales records for at least 12 months after the sale and shall provide the department with the sales records on request.

(d) Any owner of used tires at a waste tire collection center who has fewer than 12 months of sales records available may use the following equation to calculate the sales rate, in terms of percent of the daily used tire inventory sold per year, as described in subsection (a) of this regulation:

$$\left(\frac{\text{number of tires sold within x months}}{\text{daily used tire inventory}}\right)^{\left(\frac{12}{x}\right)} 100 = \%$$

"*x*" means the number of months for which sales records are available.

(Authorized by K.S.A. 65-3424h; implementing K.S.A. 1996 Supp. 65-3424b; effective Sept. 12, 1997.)

***** Authenticated Kansas Administrative Regulation *****