



**MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY
RESOURCE MANAGEMENT DIVISION**

Scrap Tire Information Sheet & Contact Information

Natural Resources and Environmental Protection Act, 1994 PA 451, as amended

Part 169 (Scrap Tires)

[\(see pages 4-5 for contact information\)](#)

Part 169, Scrap Tires, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended, regulates the transportation, storage, and disposal of scrap tires by certain tire retailers, scrap tire haulers, and scrap tire collection site owners. The following is a brief summary of the requirements:

- **A SCRAP TIRE** means a tire that is no longer being used for its original intended purpose including, but not limited to, a used tire, a reusable tire casing, or portions of tires. Scrap tire does not include a vehicle support stand.
- A person shall deliver a scrap tire only to one of the following that is in compliance with Part 169: a registered collection site, a location that has legally accumulated scrap tires below the regulatory threshold for qualifying as a collection site, a disposal area licensed under Part 115 (whole scrap tires may not be disposed of in a landfill), an end-user, a scrap tire processor, or a tire retailer.
- Any person who by contract, agreement or otherwise arranges for the removal of scrap tires, shall do so with a solid waste hauler, a **registered** scrap tire hauler who is obligated to deliver the scrap tires to the authorized location indicated on the scrap tire transportation record (manifest), a person hauling only a commodity, or a retreader hauling only tire casings.
- **A COLLECTION SITE** is a property where 500 or more scrap tires are accumulated, or where 1,500 or more scrap tires are accumulated if owned or leased by a retailer, or where 2,500 or more scrap tires are accumulated if owned or leased by an automotive recycler or where 150 or more cubic yards of scrap tire processed material is accumulated if owned or leased by a commercial contractor that is authorized by the Department of Environmental Quality (DEQ) to use the material as an aggregate replacement or is otherwise authorized for such use by the DEQ.
- **A SCRAP TIRE COLLECTION SITE OWNER OR OWNER OF A PORTABLE SHREDDING OPERATION** must register annually by January 31, with the DEQ and must provide **all** of the information required by the DEQ.
- A person who owns a collection site shall maintain a bond in favor of the DEQ as required under Section 16903(4) unless otherwise exempted under Part 16903(5) and 16903b(1). For additional information on the bonding requirements, contact the appropriate Scrap Tire Regulatory Program staff for the county where the collection site is located or check the DEQ Web Site.

- A person who owns or operates a collection site shall meet the storage requirements of Section 16903. For additional information on the storage requirements, contact the appropriate Scrap Tire Regulatory Program staff for the county where the collection site is located or check the DEQ Web Site.
- A **SCRAP TIRE HAULER** is a person who transports more than seven (7) tires at once in a vehicle on a public road or street. A scrap tire hauler does not include the following: a person who is transporting his or her own tires to a location authorized in section 16902(1); is a member of a nonprofit service organization who is participating in a community service project and is transporting scrap tires to a location authorized in section 16902(1); the owner of a farm who is transporting only scrap tires that originated from his or her farm operation to a location authorized in Section 16902(1) or that are intended for use in a feed storage location; a solid waste hauler transporting solid waste to a landfill; a person transporting only a commodity; or a retreader.
- A scrap tire hauler must register annually by January 31, with the DEQ, and must provide **all** of the information required by the DEQ.
- A scrap tire hauler shall maintain for three (3) years records of each load, or consolidated load, of scrap tires transported on scrap tire transportation record (manifest) forms approved by the DEQ. Only DEQ Form EQP 5128 and Form EQP 5128(a) are approved for use as the scrap tire transportation record. A copy of this record shall be provided to the person contracting for the removal of the scrap tires (generator), and to the registered collection site, licensed landfill (whole tires may not be disposed of in a landfill), end-user, scrap tire processor, tire retailer, or scrap tire recycler to which the tires are delivered.
- A **PERSON** who by contract, agreement or otherwise arranges for the removal of scrap tires from a property under his or her control, including an end-user, and a **PERSON** who receives scrap tires, including an end-user, shall maintain manifests for a period of three years and shall make these manifests available to the department upon request during reasonable hours.
- A **RETREADER** shall maintain for a period of three years, and make available upon request to the department or a peace officer at reasonable hours, all records required to be carried or maintained with the retreader's tire casings, including a retread work order that includes the customer's name, date of transaction, retreader DOT identification number pursuant to 49 CFR Part 574, order number and details of casing information for the casing intended for processing (work orders shall reflect the number of tires that are being transported and retreaded); a work order sales report that specifies the work process detail for the customer work order (this report shall be returned to the customer with the work order number and invoice); an invoice stating the sales transaction of the reread process that was completed for the customer.
- A scrap tire hauler shall possess a **current** scrap tire hauler registration and **original** scrap tire transportation record (manifest) during transportation. The registration number issued by the DNRE shall be visibly displayed on the vehicle transporting scrap tires.
- A **RETAILER** is a person who sells or offers for sale new, retreaded, or remanufactured tires to consumers in this state.

- A retailer shall maintain for three (3) years scrap tire transportation/consolidated load records (manifests) indicating the **number of scrap tires removed, and the final destination of those scrap tires removed.** The retailer shall maintain all records received from a scrap tire hauler, and an owner, operator, or authorized agent of a location where the scrap tires are delivered. These records shall be made available to the DEQ upon request.
- The owner, operator, or authorized agent of a location where tires are delivered shall sign the scrap tire transportation record (manifest), indicating acceptance of the scrap tires, and within 30 days forward a copy of the signed record to the person who arranged for the removal of the scrap tires being delivered. The person who arranges for the removal of scrap tires from a property under his or her control has no affirmative duty to obtain these records and will not be held liable for the failure to receive such records. These records must be maintained at the site of removal for a period of three years and be made available to the DEQ upon request during normal business hours.
- A person who violates Part 169 when fewer than 50 tires are involved is guilty of a misdemeanor punishable by imprisonment for not more than 90 days or a fine of not less than \$200.00 or more than \$500.00, or both.
- A person who violates Part 169 when 50 or more tires are involved is guilty of a misdemeanor punishable by imprisonment for not more than 180 days or a fine of not less than \$500.00 or more than \$10,000.00, or both, for each violation.
- A person convicted of a second or subsequent violation of Part 169 is guilty of a misdemeanor punishable by imprisonment for not more than 1 year or a fine of not less than \$1,000.00 or more than \$25,000.00, or both, for each violation.
- In addition to any other penalty provided for in this section, the court may order a person who violates this part to perform not more than 100 hours of community service. For any violation of this part, each day that a violation continues may constitute a separate violation.
- A peace officer may issue an appearance ticket to a person who is in violation of this Section of Part 169.
- The department may enter at reasonable hours a tire retail establishment, vehicle owned or operated by a scrap tire hauler for the transport of scrap tires, or collection site or other place where scrap tires are or have been present, and may inspect the location or other place for the purposes of enforcing or administering this part.

Please note that you may fill out and submit your scrap tire hauler application on-line at Michigan Business One Stop. You can view the Web site at www.michigan.gov/business. This site will also help you if you are starting a business and help you determine what other licenses or permits you may need.

MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY
RESOURCE MANAGEMENT DIVISION

Scrap Tire Regulatory Program Staff

| Office Location | Staff | Telephone | Area of Responsibility |
|------------------------|------------------|------------------|---|
| Lansing Central Office | Rhonda Oyer | 517-373-4750 | Policy and legislation. |
| Lansing Central Office | Amy Hoffman | 517-335-0371 | Registrations. |
| Lansing Central Office | Becky Beauregard | 517-373-4738 | Grants. |
| Lansing | Bryan Grochowski | 517-335-6203 | Gratiot, Clinton, Shiawassee, Genesee, Lapeer, Eaton, Ingham, and Livingston Counties |
| Southeast Michigan | Susan McDonald | 586-753-3844 | Macomb, and Oakland Counties, and those portions of Wayne County not handled by Ann Vogen. Registrations from Ohio and Canada. |
| Detroit/Wayne County | Ann Vogen | 313-456-4663 | City of Detroit and portions of Wayne County, including Allen Park, Ecorse, Hamtramck, Highland Park, Lincoln Park, Melvindale, Redford, River Rouge, Romulus, Southgate, Taylor and Wyandotte. |
| Jackson | Stan Idziak | 517-780-7936 | Jackson, Washtenaw, Hillsdale, Lenawee, and Monroe Counties. |
| Kalamazoo | Nadine Deak | 269-567-3592 | Allegan, Van Buren, Kalamazoo, Calhoun, Berrien, Cass, St. Joseph, and Branch Counties. Registrations from Illinois and Indiana. |

| Office Location | Staff | Telephone | Area of Responsibility |
|------------------------|---------------|------------------|---|
| Grand Rapids | Emily Freeman | 616-356-0228 | Barry, Ionia, Kent, Newaygo, Mecosta, Montcalm, Muskegon, Oceana, and Ottawa Counties. |
| Saginaw Bay | Trisha Confer | 989-894-6291 | Ogemaw, Iosco, Arenac, Clare, Gladwin, Bay, Isabella, Midland, Saginaw, Tuscola, Huron, and Sanilac Counties. |
| Gaylord | Jenny Bennett | 989-705-3421 | Emmett, Cheboygan, Presque Isle, Charlevoix, Antrim, Otsego, Montmorency, Alpena, Crawford, Oscoda, Alcona, and Roscommon Counties. |
| Cadillac | Phil Roycraft | 231-876-4465 | Kalkaska, Missaukee, Osceola, Grand Traverse, Wexford, Lake, Mason, Manistee, Benzie, and Leelanau Counties. |
| Upper Peninsula | Rob Wolfe | 906-346-8538 | All U.P. counties. Registrations from Minnesota and Wisconsin. |

For additional information, please check the DEQ's Web site at <http://www.michigan.gov/deq>. Click on "Waste" and then on "Scrap Tires." You will find grant information, registration forms, copies of Part 169, lists of registered scrap tire haulers and collection sites, and other useful information.