

1 HOUSE BILL NO. 594

2 INTRODUCED BY J. SESSO, ANKNEY, STAHL, MURPHY, OLSON, FUREY, MOSS, ZINKE, HAMLETT,
3 MACDONALD, SMALL, B. BENNETT, ERICKSON, WANZENRIED, BLEWETT, MCCHESENEY, LAVIN,
4 LARSEN, JONES

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6 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THE DEPARTMENT OF TRANSPORTATION TO USE
7 POSTCONSUMER RECYCLED MATERIAL IN A HIGHWAY CONSTRUCTION PROJECT WHEN THE
8 POSTCONSUMER RECYCLED MATERIAL MEETS SPECIFICATIONS AND THE COST IS LESS THAN OR
9 EQUAL TO THE COST OF OTHER MATERIALS."

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11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

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13 **NEW SECTION. Section 1. Use of postconsumer recycled materials in highway construction**
14 **projects.** (1) The department shall use postconsumer recycled material in federal and state highway construction
15 projects, including but not limited to use as:

- 16 (a) roadway fill material;
17 (b) roadway aggregates;
18 (c) bedding material;
19 (d) foundation material; and
20 (e) filter material.

21 (2) The department shall take procedural steps to provide for the incorporation of postconsumer recycled
22 material into a highway project to ensure that:

- 23 (a) road construction projects use postconsumer recycled material when the cost is less than or equal
24 to the cost of other materials used for the same purpose; and
25 (b) engineering standards demonstrate the acceptable use of postconsumer recycled material for a
26 project.

27 (3) For the purposes of this section, "postconsumer recycled material" means recycled glass processed
28 into glass cullet, RECLAIMED ASPHALT AND CONCRETE, and recycled tires.

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30 **NEW SECTION. Section 2. Codification instruction.** [Section 1] is intended to be codified as an

1 integral part of Title 60, chapter 2, part 2, and the provisions of Title 60, chapter 2, part 2, apply to [section 1].

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