

In The Matter Of:
La. Waste Tire Program

Task Force Meeting
December 3, 2014

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1
2 DEPARTMENT OF ENVIRONMENTAL QUALITY
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7 Louisiana Waste Tire Program
8 Task Force Meeting
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11
12
13 The Louisiana Waste Tire Program Task
14 Force Meeting was held at the Department of
15 Environmental Quality, 602 North Fifth
16 Street, Baton Rouge, Louisiana, beginning
17 at 9:09 a.m. on December 3, 2014.
18
19 Before Mark LaCour, Certified
20 Stenomask Reporter, in and for the State of
21 Louisiana.
22
23
24
25

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1 MR. DUPUY:
2 Buddy Dupuy with Environmental
3 Industries.
4 MR. WILLIAMS:
5 Elton Williams with Winnsboro
6 Rubber Recycling.
7 MR. BENSON:
8 Jim Benson with Benson
9 Environmental.
10 MR. R. WARD:
11 Rubert Ward with Cottonport
12 Monofill.
13 MR. L. WARD:
14 Lloyd Ward, Cottonport Monofill.
15 MR. WELLS:
16 Mike Wells with Louisiana
17 Isomer.
18 MR. SAGNIBENE:
19 Thank y'all very much. I really
20 appreciate y'all coming. This leads
21 to our task force team that was
22 created to look at laws and
23 regulations that govern our program
24 and our financial obligations for
25 waste tires. The task force was

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1 MEETING
2 MR. SAGNIBENE:
3 I'd like to thank y'all for
4 coming to the first Waste Tire Task
5 Force meeting. I know that this is
6 going to be an interesting meeting
7 because waste tires are an
8 interesting subject. And I know a
9 lot of y'all drove a very long ways,
10 and we hope to get some good things
11 done.
12 House Bill 591 mandated that we
13 put this task force together and
14 we're going to move along with that.
15 First, I'd like to do a roll
16 call. I'd like for y'all to go
17 around and introduce yourselves and
18 any affiliation.
19 MR. RICHARD:
20 Dennis Richard with the
21 Louisiana Independent Tire Dealers
22 Association.
23 MR. VINCENT:
24 Kip Vincent with Colt,
25 Incorporated.

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1 specifically desighed for members of
2 the Department of Environmental
3 Quality, and I'm the chairman and
4 that's to be my role. The chairman
5 of the House and Natural Resources
6 Committee is his designee, the
7 chairman of the senate's
8 Environmental Committee is his
9 designee, a representative appointed
10 by the governor, a representative
11 appointed by the Louisiana Transport
12 Association, and a representative
13 appointed by the Louisiana
14 Independent Tire Dealer Association,
15 and a representative appointed for
16 each of the waste tires processes
17 permitted.
18 What I'd like to do is move on
19 to some topics that we want to talk
20 about. As you know we've been
21 streamlining a lot here at DEQ and
22 trying to get more efficient. We had
23 some audits here that identified some
24 things and identified some good
25 things. So what we're going to do is

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1 we're leaning toward IT. We want to
 2 be more efficient, we want to be able
 3 to pay y'all faster, we want to be
 4 able to track the projects. We had a
 5 pilot program that Kip Vincent
 6 volunteered for, and we really
 7 appreciate that, Kip, that we're
 8 working right now.
 9 Dina Heidar is going to give us
 10 a little update on how that's going
 11 and eventually we'll all be on this
 12 thing.
 13 MS. HEIDAR:
 14 My name is Dina Heidar. I've
 15 developed online Waste Tire
 16 Application for the process to
 17 populate. And it'll show what they
 18 received from generators, what
 19 they've sent to beneficial users.
 20 And it will generate automatically
 21 the payment application so that you
 22 can be paid --
 23 MR. SAGNIBENE:
 24 Let me say one thing. This is
 25 our meeting and y'all can stop us at

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1 any time with a question or comment.
 2 So feel free.
 3 MS. HEIDAR:
 4 So I put Colt as an example
 5 because they are testing with us.
 6 I'm just going to go fast because --
 7 MR. SAGNIBENE:
 8 And, Dina, we eventually plan to
 9 migrate this to other processors
 10 also, correct?
 11 MS. HEIDAR:
 12 Yes, yes. I'm just trying to
 13 see all the bugs and issues if
 14 there's any and there's going to be a
 15 big test for all the process --
 16 MR. SAGNIBENE:
 17 And we have found some bugs --
 18 MS. HEIDAR:
 19 Yes, we have.
 20 MR. SAGNIBENE:
 21 -- and issues.
 22 MS. HEIDAR:
 23 Yes, we have.
 24 MS. JOHNSON:
 25 Dina, can you speak a little

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1 louder to make sure everybody can
 2 hear you. And I think you have a
 3 question down to your left.
 4 MS. HEIDAR:
 5 Okay.
 6 ANONYMOUS:
 7 Yes, when do you anticipate the
 8 system being implemented on the
 9 process?
 10 MS. HEIDAR:
 11 You mean as production or --
 12 ANONYMOUS:
 13 Yes, production.
 14 MS. HEIDAR:
 15 -- in testing?
 16 MR. SAGNIBENE:
 17 We're in a test mode with Colt
 18 right now. And we're about 80
 19 percent finished with that, you would
 20 think?
 21 MS. HEIDAR:
 22 Kind of, yes.
 23 MR. SAGNIBENE:
 24 And what I'd like to do is work
 25 out all the bugs with Colt and give

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1 them a little time to make sure that
 2 there's not some bugs that we didn't
 3 see. And in the next six months
 4 we'll probably roll it out to all of
 5 y'all. But we're looking at the
 6 bigger picture. We're trying to put
 7 all the data together. And it could
 8 be a little longer but we eventually
 9 want this rolled out.
 10 MR. L. WARD:
 11 So how long has it been in test
 12 now?
 13 MS. HEIDAR:
 14 What, two months?
 15 MR. L. WARD:
 16 And you expect another six
 17 months or so before you get it to the
 18 point of where it will be production
 19 ready?
 20 MR. SAGNIBENE:
 21 Probably. Probably. Barring we
 22 don't get any big errors and stuff.
 23 We've been getting a lot of stuff and
 24 it's really good because Theresa is
 25 real good and she calls us all the

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1 time and we even have a little
 2 program that when the error comes up
 3 it lets Dina know that we have a
 4 problem. And some things frankly we
 5 never thought of, to be honest with
 6 y'all. But we don't want to roll it
 7 out there and everybody has problems
 8 and your payment is delayed. But we
 9 want to roll it out there and we want
 10 things to roll and we want you to get
 11 paid on time. We want you to know
 12 where you're at and what your
 13 benefits and projects, etcetera --
 14 MS. HEIDAR:
 15 I've created one generator
 16 manifest so we can just see what it
 17 looks like. The nice thing here is
 18 that once I put in an AI number it
 19 will automatically get the
 20 information. I'm just going to put
 21 in -- I know the AI number for Exxon.
 22 It populates the company and it shows
 23 if they're active automatically. I'm
 24 going to put this back to Colt.
 25 There it goes. And it shows if the

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1 company was active on that signature
 2 date. It shows errors manifest
 3 numbers cannot be less than seven
 4 numbers, seven digits. When I try to
 5 send this, to submit it, it won't let
 6 me. The eligible and ineligible
 7 tires, it calculates that
 8 automatically and it'll put it in the
 9 destination field to avoid any
 10 errors.
 11 MR. L. WARD:
 12 When you say calculation
 13 automatically there's a manual entry
 14 though.
 15 MS. HEIDAR:
 16 Right. I mean I have to add
 17 here let's say --
 18 MR. L. WARD:
 19 So it does the math.
 20 MS. HEIDAR:
 21 It does the math, exactly. Yes.
 22 And if they don't add up you're going
 23 to have to have something in the
 24 comments here to say what's the
 25 reason. You have the transporter

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1 section, the AI, you put it in, you
 2 put the signature date, and it'll
 3 populate all the certificate numbers
 4 in here. Now all this is done
 5 manually. You'd have to look it up
 6 and then create for us an Excel
 7 spreadsheet and then send it to us.
 8 You no longer have to do that. Let
 9 me go back. Once you fill all these
 10 out it'll create an Excel spreadsheet
 11 for you which you can keep for your
 12 records. And it looks like the one
 13 that everybody submits to us.
 14 MR. L. WARD:
 15 Just to be clear, you entered an
 16 AI number and the number of
 17 ineligible and eligible, and the list
 18 is what --
 19 MS. HEIDAR:
 20 You enter the AI number --
 21 MR. L. WARD:
 22 Is the process here in terms of
 23 entering the AI number and then the
 24 number of eligible and ineligible --
 25 MS. HEIDAR:

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1 Yes.
 2 MR. L. WARD:
 3 And then the rest of them
 4 populate --
 5 MS. HEIDAR:
 6 And the rest is populated. And
 7 the signature date, that's what we
 8 have --
 9 MR. L. WARD:
 10 And the signature date.
 11 MS. HEIDAR:
 12 Yes. And everything else is
 13 populated for you. So it reduces the
 14 time of data entry from the
 15 processor's side. And it's
 16 automatically connected to our data
 17 base here at DEQ which is TEMPO which
 18 has all this information.
 19 On processor manifest it's
 20 pretty much the same. It calculates
 21 everything. It also generates the
 22 license numbers for that processor.
 23 It just plugs in any numbers. Also
 24 there is the project numbers for the
 25 destination for beneficial use.

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1 It'll populate that so you can select
 2 what project this falls under.
 3 MR. SAGNIBENE:
 4 And let me just tell you what
 5 we're moving toward. Say Kip has a
 6 beneficial use project that's going
 7 to take five tons of tires for
 8 instance. We're going to put that in
 9 the computer and we're going to put a
 10 little tickler in there. And when he
 11 gets to about four tons, four and a
 12 half tons it's going to tickle and
 13 say he can only take, you know,
 14 another 500 tons. So that's going to
 15 help us and I hope we can get that to
 16 y'all so y'all can look at it too.
 17 So y'all can know where you're at
 18 (inaudible).
 19 MS. HEIDAR:
 20 For now actually that error does
 21 appear when they've exceeded the
 22 amount that they're allowed to send
 23 to the beneficial use, it'll show up.
 24 MR. SAGNIBENE:
 25 But it doesn't tickle when it's

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1 getting close?
 2 MS. HEIDAR:
 3 No, it doesn't tickle when it's
 4 close, yes. We're going to add that.
 5 MR. SAGNIBENE:
 6 But that's where -- we want them
 7 to know that.
 8 MS. HEIDAR:
 9 Yes. Yes.
 10 MR. VINCENT:
 11 Is it going to generate a report
 12 for --
 13 MS. HEIDAR:
 14 Yes.
 15 MR. VINCENT:
 16 -- our annual report we have to
 17 turn in every year?
 18 MS. HEIDAR:
 19 What is the annual report?
 20 MR. VINCENT:
 21 For all our projects and how
 22 much material that we sent to
 23 projects, will we be able to generate
 24 a report off of this?
 25 MS. HEIDAR:

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1 I can but I'm not familiar with
 2 that report. But I can do that.
 3 MR. SAGNIBENE:
 4 This is mainly to see where we
 5 are all the time. So you know where
 6 you are all the time. So if you've
 7 got 70 percent of the project done
 8 and delivered 90 percent of your
 9 (Inaudible).
 10 MS. HEIDAR:
 11 And I have the data so the
 12 report can be generated. I just need
 13 to know what it looks like and what
 14 data you need and I can create it for
 15 you.
 16 MR. SAGNIBENE:
 17 And Theresa can help with that.
 18 MS. HEIDAR:
 19 Yes. Okay. Collection reports.
 20 I put the report date for December of
 21 this year. I can put in whatever
 22 number you received and it will also
 23 do the math for you and save it for
 24 you. Let me go back to the payment
 25 application. This is the -- the

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1 payment application calculates
 2 automatically from the generator
 3 manifest, the processor manifest, the
 4 collection reports; it sums up
 5 everything. It'll have the
 6 information for you in the system.
 7 Now the beginning inventory for this
 8 is zero because I don't have the
 9 data. But before we go live I'm
 10 going to need from everybody a
 11 beginning inventory so it will start
 12 off.
 13 MR. SAGNIBENE:
 14 And we need a good number
 15 because if we put in a number that is
 16 not good it's going to mess up the
 17 whole program.
 18 MS. HEIDAR:
 19 Right. And then we just program
 20 the number. There's the math behind
 21 it and it calculates the math for
 22 you. And at the end it should tell
 23 you the total amounts. Now when I'm
 24 done with this I can submit it to
 25 DEQ. Now it shows a form where you

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1 can also review your application as a
 2 PDF. It will print it out for you.
 3 There you go. So instead of
 4 populating that Excel spreadsheet
 5 that everybody fills out it will
 6 populate it for them, you can also
 7 sign this document online.
 8 We're in the process of also
 9 letting the generators put in their
 10 information too because they -- we
 11 collect from them the fees. So we're
 12 in that process as well. But for now
 13 this involves the processor side of
 14 it.
 15 MR. VINCENT:
 16 So my question that I have is
 17 for -- the system is getting put
 18 together is -- who's going to have
 19 access to this information?
 20 MS. HEIDAR:
 21 Only the five processors. You
 22 will not be able to access any other
 23 processor information. The only time
 24 you'll be able to access that is when
 25 you want the generator list. I

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1 think, Theresa, you ask for that
 2 every month. If you want to see how
 3 much the other processor did you have
 4 the generator reports and it will ask
 5 you which processor you want to see.
 6 Right now I only have Colt in the
 7 system. So I can see -- only you
 8 five can see what the other ones are
 9 doing, just for the generator
 10 manifest, not the processor manifest.
 11 MR. DUPUY:
 12 I have a question on that.
 13 Everything that you send in is
 14 confidentiality --
 15 MS. HEIDAR:
 16 Yes.
 17 MR. DUPUY:
 18 -- for the end usage.
 19 MS. HEIDAR:
 20 Yes.
 21 MR. DUPUY:
 22 Will all the processors be able
 23 to see it?
 24 MS. HEIDAR:
 25 Only you will be able to see the

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1 end which is the processor manifest.
 2 MR. DUPUY:
 3 No, I'm just asking this --
 4 MR. SAGNIBENE:
 5 You'll only be able to see your
 6 work --
 7 MS. HEIDAR:
 8 Yours.
 9 MR. SAGNIBENE:
 10 Kip can only see his.
 11 MR. DUPUY:
 12 Right. That's what Kip and I
 13 were talking about earlier.
 14 MS. HEIDAR:
 15 Right. This is the generator
 16 manifest which is public information.
 17 MR. SAGNIBENE:
 18 We'll have that locked down
 19 because I have a guy that's a
 20 security expert who will have that
 21 locked down where nobody can get in
 22 or hack in or whatever.
 23 MS. HEIDAR:
 24 But it is locked down right now.
 25 Nobody can see the process or

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1 manifest information except the one
 2 who owns it which is the processor
 3 himself.
 4 MR. VINCENT:
 5 So the report that you're
 6 showing here, you can get that on
 7 daily basis --
 8 MS. HEIDAR:
 9 Yep.
 10 MR. VINCENT:
 11 -- or a monthly basis?
 12 MS. HEIDAR:
 13 Yep. Whatever you want. I mean
 14 I could put in a subscription I guess
 15 if you want but for now you'd have to
 16 manually go in there and choose
 17 whatever month and processor you
 18 want, and it would export it as an
 19 Excel spreadsheet.
 20 MR. VINCENT:
 21 So on a monthly basis you can
 22 just put in a subscription
 23 (inaudible) --
 24 MS. HEIDAR:
 25 I can create that for him, if

Page 21

1 you want.
 2 MR. VINCENT:
 3 So I guess my question is, you
 4 say that it's public information.
 5 MS. HEIDAR:
 6 The generator manifest.
 7 MR. VINCENT:
 8 The generator manifest. So -- I
 9 know we have access to it because we
 10 ask for it, okay.
 11 MS. HEIDAR:
 12 Right.
 13 MR. VINCENT:
 14 But we don't necessarily want
 15 that information out there. I don't
 16 know if anybody else wants their
 17 information out there.
 18 MR. WILLIAMS:
 19 I don't think any of us would.
 20 MR. VINCENT:
 21 What would we need to do to not
 22 have --
 23 MR. SAGNIBENE:
 24 What information you don't want
 25 out there?

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1 MR. VINCENT:
 2 Well, the information of who
 3 we're picking up on a daily basis or
 4 monthly basis --
 5 MR. DUPUY:
 6 In other words, what Kip is
 7 saying is if I want to see what he's
 8 doing in two days I can find out that
 9 he's picked up this many tires --
 10 these good accounts would cause one
 11 of us to go steal it from the other
 12 one. And this is what people -- same
 13 way with the dealers. The dealers
 14 don't --
 15 MR. RICHARD:
 16 Can anybody tie that AI number
 17 back to a dealer other than these
 18 guys?
 19 MS. HEIDAR:
 20 You mean publicly?
 21 MR. RICHARD:
 22 Yes.
 23 MS. HEIDAR:
 24 Citizens you mean? It's limited
 25 to you guys only.

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1 MR. SAGNIBENE:
 2 Two things, one I think what I'm
 3 hearing them saying is they want it
 4 locked out to where they can only
 5 look at their stuff. You can do
 6 that, right?
 7 MS. HEIDAR:
 8 I can do that but right now,
 9 Theresa, Colt does request --
 10 MR. SAGNIBENE:
 11 We can do it --
 12 MS. HEIDAR:
 13 It's public information, it's a
 14 public record. Generator manifests
 15 are public records. Processor
 16 manifests are confidential.
 17 MR. VINCENT:
 18 We do it because it's
 19 accessible. The reason why anybody
 20 is doing --
 21 (TALKING OVER ONE ANOTHER)
 22 MR. L. WARD:
 23 But now that would be a
 24 competitive advantage to you because
 25 you have an electronic way to do that

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1 and we have to do that manually. I
 2 think we need a convention where we
 3 all agree that relative to each
 4 other's generator's account we should
 5 not have visibility.
 6 MS. HEIDAR:
 7 I could put that --
 8 MR. L. WARD:
 9 That is not a good thing.
 10 MS. HEIDAR:
 11 I could put that --
 12 MR. SAGNIBENE:
 13 Make a note that --
 14 MR. VINCENT:
 15 You can delay them for 30 days
 16 or so and then make them public --
 17 MR. L. WARD:
 18 Well, you can make them public
 19 and we can still go through the
 20 public records if we want to do that
 21 because it is public. But to put it
 22 in an electronic system and to make
 23 it available to all of us at the push
 24 of a button changes the competitive
 25 dynamics here.

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1 MR. SAGNIBENE:
 2 That's what we're here for.
 3 Y'all know --
 4 MR. L. WARD:
 5 And that's what we don't want.
 6 MR. SAGNIBENE:
 7 Those are the things we want to
 8 hear.
 9 MS. HEIDAR:
 10 I can do that. That's easy. To
 11 lock it down to where each processor
 12 only sees their own data.
 13 MR. L. WARD:
 14 Yes.
 15 MR. DUPUY:
 16 See, and what the deal is --
 17 what the dealer has a problem with is
 18 when I'm throwing that on the records
 19 he hasn't done anything and now he's
 20 open to every dealer seeing what --
 21 MS. HEIDAR:
 22 What the others are doing.
 23 MR. RICHARD:
 24 And any big company that wants
 25 to move into the area the best thing

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1 they can do is look up our AI numbers
 2 and see who is picking up the most
 3 tires.
 4 MR. SAGNIBENE:
 5 When we get this nailed down and
 6 we get it to work, don't worry, it
 7 will not go out until we all sit down
 8 and look at it and play with it. It
 9 does not go out --
 10 MS. HEIDAR:
 11 Right now -- right now it's
 12 limited to processors. Right now I
 13 can lock it down to individual
 14 processors.
 15 MR. L. WARD:
 16 And let me ask that you not take
 17 advantage during this test period.
 18 MR. SAGNIBENE:
 19 No, no, it's only --
 20 MS. HEIDAR:
 21 It's only one processor. When
 22 we go into testing for all I will --
 23 MR. L. WARD:
 24 Okay, I'm talking the
 25 generators. So -- do you have access

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1 to all the generators --
 2 MR. SAGNIBENE:
 3 No.
 4 MR. L. WARD:
 5 -- In this technology.
 6 MS. HEIDAR:
 7 It's just our input.
 8 MR. SAGNIBENE:
 9 It's just there. They don't
 10 have access to any generator.
 11 MR. L. WARD:
 12 That's what -- that's what we
 13 should have, access to our own
 14 generator.
 15 MR. SAGNIBENE:
 16 I understand what you're saying.
 17 And we'll fix it whatever way y'all
 18 think makes it work the best because
 19 that's what we're doing right now.
 20 MR. VINCENT:
 21 We have public records like you
 22 said to ask for a report but I don't
 23 think that that should be accessible
 24 either. We do it because the
 25 opportunity is there. I don't know

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1 what y'all are doing or Buddy is
 2 doing or any other processor is
 3 doing, but we just look at it to see
 4 where it's going on in the state. So
 5 I don't think it should be
 6 accessible.
 7 MR. SAGNIBENE:
 8 We want to make it more
 9 efficient, faster for y'all and
 10 easier to work with. So y'all tell
 11 us what you think is the best because
 12 you guys deal it every day.
 13 MS. HEIDAR:
 14 And that's the whole purpose of
 15 the test is to see what features you
 16 want to remove or enhance it.
 17 MR. DUPUY:
 18 I think the main thing in
 19 putting this together is to help the
 20 department to know that they're not
 21 over giving out money when they see
 22 the deadline --
 23 MR. SAGNIBENE:
 24 And you're going to know where
 25 you're at too because you're going to

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1 get a tickle saying you were within
 2 ten percent of your --
 3 MR. DUPUY:
 4 That's right.
 5 MR. SAGNIBENE:
 6 -- exceeding the maximum.
 7 MR. DUPUY:
 8 But in where it was going, a
 9 processor -- one processor who just
 10 puts somebody on a computer all day
 11 and --
 12 MS. HEIDAR:
 13 Right.
 14 MR. DUPUY:
 15 -- just see where everybody is
 16 going and start running for the high
 17 volume counts. And that's what we're
 18 looking at.
 19 MR. SAGNIBENE:
 20 Let me introduce Senator
 21 Walsworth who just walked in, the
 22 chair of the Environmental Senate
 23 Committee. He's helped us out a lot.
 24 MR. WALSWORTH:
 25 Just here to listen.

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1 MR. WILLIAMS:
 2 The next question I have on
 3 future functionality is if you have
 4 -- the generators are putting in the
 5 information at the generator site --
 6 MS. HEIDAR:
 7 Right.
 8 MR. WILLIAMS:
 9 -- and you have somebody to go
 10 by and pick up the tires. And on
 11 this particular load of material
 12 they're picking up like Kip or
 13 somebody will go by and pick up this
 14 generator and this generator and this
 15 generator, is there a way we can tie
 16 that to a single load that's coming
 17 into our facility that may have
 18 multiple generators that may be small
 19 volume guys with only one trailer
 20 load coming in?
 21 MS. HEIDAR:
 22 So if -- the math --
 23 MR. WILLIAMS:
 24 Like a transporter may pick up
 25 three different locations --

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1 MS. HEIDAR:
 2 Right.
 3 MR. WILLIAMS:
 4 -- on a single load that's
 5 coming into my facility.
 6 MS. HEIDAR:
 7 Right.
 8 MR. WILLIAMS:
 9 Okay? Can that transporter then
 10 -- is the transporter doing any entry
 11 where he says this generator, this
 12 generator, and this generator
 13 manifest are on this load that's
 14 coming into that facility to tie them
 15 together? Because by the time
 16 they're on that trailer and we're
 17 trying to go back and break them out
 18 by individual generator, --
 19 MS. HEIDAR:
 20 Right.
 21 MR. WILLIAMS:
 22 This generator brought me 45,
 23 this generator brought me 15, this
 24 generator brought me 30 tires, okay,
 25 but once they're on that trailer and

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1 I'm trying to count and go back and
 2 count them off I may not get an exact
 3 match up with which is which. I'd
 4 like to have just a total for that
 5 load that's coming in --
 6 MS. HEIDAR:
 7 I can do that.
 8 MR. WILLIAMS:
 9 -- so that I can compare them
 10 to.
 11 MS. HEIDAR:
 12 When the tires come in and you
 13 have a manifest associated with it,
 14 let's say five loads from different
 15 companies you would have five
 16 manifests, correct?
 17 MR. WILLIAMS:
 18 Uh-huh.
 19 MS. HEIDAR:
 20 And you want to know the total
 21 of --
 22 MR. WILLIAMS:
 23 Can I tie those five manifests
 24 together as a total?
 25 MS. HEIDAR:

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1 Yes. I can do that.
 2 MR. L. WARD:
 3 But you also capture by
 4 generator.
 5 MS. HEIDAR:
 6 I capture by generator.
 7 MR. L. WARD:
 8 Because ultimately that's got to
 9 be tied back to accountability.
 10 MS. HEIDAR:
 11 I would have how many tires you
 12 guys received from the generators,
 13 how much the total load on a
 14 transporter would be, and how much
 15 you all received from specific
 16 generators within a month. I mean I
 17 have all that data. I can generate
 18 reports if you'd like, and that's
 19 what I need to know from everybody.
 20 MR. DUPUY:
 21 Let me ask you something. And
 22 we've talked about this several times
 23 in different meetings with DEQ.
 24 You've got five transporters to bring
 25 you -- I mean one transporter that

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1 brings you ten stops. You've got
 2 1129 tires. Very few times is this
 3 going to happen that this is going to
 4 match up. Where are you going to put
 5 -- in what manifest are you going to
 6 put them on and what are you going to
 7 do with the tires when you show up?
 8 We never ever solved this problem and
 9 nobody has ever come up with an
 10 answer.
 11 MS. HEIDAR:
 12 Can you clarify what you mean
 13 that they're not going to match up?
 14 MR. DUPUY:
 15 Well, in other words if the tire
 16 count is not exactly the same --
 17 you've got ten stops --
 18 MS. HEIDAR:
 19 Right.
 20 MR. DUPUY:
 21 -- and you're off three tires.
 22 MS. HEIDAR:
 23 When you processed or received
 24 them they were off three tires?
 25 MR. DUPUY:

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1 Where are you going to put them
 2 and what manifest are you going to go
 3 back and correct or did correct, we
 4 don't have an answer to that until
 5 today. We've been talking about this
 6 for several years.
 7 MR. SAGNIBENE:
 8 That's a good question. I don't
 9 know.
 10 MR. DUPUY:
 11 And just creating this
 12 automatically -- I just --
 13 MR. SAGNIBENE:
 14 I see what you're saying.
 15 MR. DUPUY:
 16 What I've done in the past
 17 whenever this came up, if I'm
 18 bringing in trailers of certain
 19 transporters I put me an 18 foot
 20 trailer out here, an 18 foot trailer
 21 and I've got everybody's name. So if
 22 I'm over with one transporter I can
 23 put ten tires in there and then the
 24 next time he's short I've always got
 25 those tires. But when one

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1 transporter comes in with nine stops
 2 how do you, how do --
 3 (TALKING OVER ONE ANOTHER)
 4 MR. WILLIAMS:
 5 That's why I say we have to at
 6 least look at them as a total for the
 7 load because the total load is
 8 suppose to have this many on it and
 9 I'm off by five tires --
 10 MS. HEIDAR:
 11 Right.
 12 MR. WILLIAMS:
 13 -- well, the total is wrong.
 14 And you're looking at it from a total
 15 load standpoint rather than an
 16 individual tire --
 17 MR. THOMAS:
 18 I'm Rob Thomas. I'm with DEQ
 19 with the Waste Tire Division. All
 20 these -- I think all these things
 21 we're bringing up, we're going to
 22 talk about in future meetings.
 23 Again, we just kind of want to
 24 introduce the data system that we're
 25 using. We're going to have a future

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1 agenda with different items, so let's
 2 -- we kind of want to stay on this
 3 and we welcome the questions, but all
 4 these things you're bringing up we're
 5 going to talk about and we're going
 6 to settle them.
 7 MR. DUPUY:
 8 I think it would be good if we
 9 can make a list of these things --
 10 MR. RICHARDS:
 11 That's going to be -- while we
 12 talk about variances from the
 13 retailers side as well. We need to
 14 speak (inaudible) on here. My
 15 concern is that ten percent flag or
 16 whatever that common sense takes
 17 part, that we don't go audit somebody
 18 because next month it may correct
 19 itself. Because people do sell truck
 20 companies a bunch of tires one month
 21 and then the following month pick up
 22 an excess of tires and it all works
 23 out. I just don't want to see the
 24 instant reporting cause, you know,
 25 audits to people who are going to --

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1 it's going to wash out in the long
 2 run.
 3 MS. HEIDAR:
 4 You're talking about the delay?
 5 MR. RICHARD:
 6 The delay, yeah. Right now it's
 7 not an issue but I can see where, you
 8 know, somebody will be off, you know,
 9 they don't collect the money one
 10 month and then turn it in the
 11 following month and they're going to
 12 turn in more than they collect. That
 13 is going to happen. It happens all
 14 the time.
 15 MR. SAGNIBENE:
 16 But we don't -- we won't use
 17 this as an audit because --
 18 MR. RICHARD:
 19 That's fine.
 20 MR. SAGNIBENE:
 21 -- we have other ways to choose.
 22 And you've got to use the common
 23 sense approach too, you know.
 24 MR. RICHARD:
 25 I just want to make sure.

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1 That's all.
 2 MR. SAGNIBENE:
 3 I appreciate it.
 4 MS. BARR:
 5 And just to clarify -- and just
 6 to clarify, towards the end of this
 7 we're actually going to have a
 8 mechanism for future topics and
 9 issues that you may have that you can
 10 email to Rob. So therefore, when
 11 you, you know, when we do have a
 12 meeting or when we have those topics
 13 we can make sure we have the correct
 14 people here to be able to make sure
 15 we can address whatever concerns.
 16 And that will give us time to kind of
 17 research it, everything like that.
 18 Because we're not going to be the
 19 only ones who bring these topics up.
 20 This is your work group. So we
 21 welcome topics from y'all that you
 22 need to be discussing that you have
 23 concerns about and to make sure we
 24 have the correct people on staff here
 25 to help address, you know, what

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1 issues you may have.
 2 MR. SAGNIBENE:
 3 And when y'all come with
 4 problems, come with solutions too.
 5 Y'all are the players here.
 6 MS. HEIDAR:
 7 I just need input from
 8 everybody, what enhancements, what
 9 reports we'd need, if there are
 10 concerns we'd welcome that too.
 11 We'll take that into consideration.
 12 MR. L. WARD:
 13 And how do we get that input to
 14 you?
 15 MS. HEIDAR:
 16 I can give you my email --
 17 MR. L. WARD:
 18 That would be nice.
 19 MS. HEIDAR:
 20 -- and my phone number.
 21 MR. SAGNIBENE:
 22 I want to ask Theresa something.
 23 Theresa, you've worked with the
 24 system. How do you feel about -- and
 25 I haven't told her what to say, guys.

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1 MS. SMITH:
 2 It's going to be good. It's got
 3 a lot of kinks that still need to be
 4 worked out a little bit. You know,
 5 one of the things that I have a
 6 concern with is the manufacturer
 7 adjustment. And I think that's
 8 something we're looking into. It's
 9 just like anything; when you start
 10 entering the new spreadsheet it's
 11 different than what you're used to.
 12 So all in all I think it's going to
 13 be good in the long run.
 14 MR. SAGNIBENE:
 15 And if you see any way we can
 16 make it easier for the processors
 17 tell me --
 18 MS. SMITH:
 19 I'll tell you.
 20 MR. SAGNIBENE:
 21 I thank you and Theresa for
 22 really helping us stumble through
 23 this.
 24 MR. L. WARD:
 25 Are the glitches now more in

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1 going to be off.
 2 MS. HEIDAR:
 3 Right.
 4 MS. SMITH:
 5 So we have to be able to change
 6 that section for -- to what actually
 7 is in the account.
 8 MS. HEIDAR:
 9 Well, you can change --
 10 MS. SMITH:
 11 And the comment in there --
 12 MS. HEIDAR:
 13 And right now you can. You can
 14 change it and put in the exact number
 15 that you counted even if it's not
 16 doing the correct math.
 17 MS. SMITH:
 18 I think before we were not able
 19 to. I mean there were just small
 20 technical kind of deals. Some people
 21 were showing up inactive or
 22 ineligible or inactive, that kind of
 23 thing. The processor's side, all the
 24 end users have to have project
 25 numbers. So that has to still be

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1 technology or (inaudible)?
 2 MS. SMITH:
 3 The little glitches that we
 4 found when we first started was, you
 5 know, some of the new manifest
 6 numbers might start with zero. Well,
 7 they've got to have seven digits. It
 8 wasn't reading seven zeros.
 9 MS. HEIDAR:
 10 And the reason why was in the
 11 manifest that was ordered was not --
 12 were wrong. The paper manifest was
 13 wrong.
 14 MS. SMITH:
 15 Like the eligible tires, like
 16 some of the processors have
 17 containers. A generator says I've
 18 got 320 tires in a container. So if
 19 you've got 320 in --
 20 MS. HEIDAR:
 21 You take their word for it.
 22 MS. SMITH:
 23 -- you've got -- we count us and
 24 Colt, we count the tires that were in
 25 that container back. The count is

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1 assigned to all the different
 2 projects. The ones that have been
 3 approved for years that weren't
 4 assigned a project number years ago,
 5 that kind of deal. And the decal
 6 numbers or the license plate numbers
 7 which we're working on now. Because
 8 they were pulling up -- not the decal
 9 numbers assigned to the trucks. So
 10 because the decal -- the trucks are
 11 permanent, not the trailer. But the
 12 manifest actually asks for the
 13 trailer license plate number. So
 14 that has to be adjusted.
 15 (TALKING OVER ONE ANOTHER)
 16 MS. HEIDAR:
 17 Those are the data base side,
 18 data entry side which is our TEMPO.
 19 MS. SMITH:
 20 It's okay. Just like anything
 21 else instead of hitting tab or
 22 whatever you've got to hit, this, you
 23 know, the error key, but like
 24 anything else once you go from a new
 25 spreadsheet to another new

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1 spreadsheet, just within data entry
 2 time-wise it's quicker. Time-wise it
 3 is quicker.
 4 MR. L. WARD:
 5 This system remembers common
 6 information, unique information is
 7 put in. But common information --
 8 and once you put an AI number in it
 9 calls up everything relative to that
 10 AI number and we don't have to mess
 11 around with --
 12 MS. HEIDAR:
 13 Right, exactly.
 14 MS. SMITH:
 15 You don't have to put the name
 16 in, the R number --
 17 MR. L. WARD:
 18 The name in or the R number --
 19 MS. SMITH:
 20 Nothing. You put your
 21 transporter number in and it brings
 22 up the information.
 23 MR. L. WARD:
 24 That's a big help.
 25 (TALKING OVER ONE ANOTHER)

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1 MS. SMITH:
 2 There's going to be the R and
 3 the AI numbers but some of the new
 4 manifests are going to be (inaudible)
 5 are like this. The AI number --
 6 MS. JOHNSON:
 7 Can you state your name for him?
 8 MS. BARR:
 9 Kathleen Barr.
 10 MR. VINCENT:
 11 I do have another question. We
 12 were talking about how it calculates
 13 everything on the payment side.
 14 MS. HEIDAR:
 15 Yes,
 16 MR. VINCENT:
 17 So that's going to calculate
 18 inventories and everything?
 19 MS. HEIDAR:
 20 Yes.
 21 MR. VINCENT:
 22 So how is -- how does it do that
 23 as far as how do we get to what
 24 everybody has? I know you're going
 25 to start with somebody's ending

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1 inventory --
 2 MS. HEIDAR:
 3 Right.
 4 MR. VINCENT:
 5 But --
 6 MS. HEIDAR:
 7 We open the form.
 8 MR. VINCENT:
 9 -- how do we get to what we have
 10 left in inventory, is what the
 11 question is.
 12 MS. HEIDAR:
 13 Which would be the ending
 14 inventory for that. It'll --
 15 MR. VINCENT:
 16 I know how the report does. You
 17 have to either enter -- Colt for
 18 instance we count tires at the end of
 19 the month.
 20 MS. HEIDAR:
 21 Right.
 22 MR. VINCENT:
 23 We enter in the count that we
 24 have for the ending inventory which
 25 tells us how many tires we've

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1 processed, okay? With this report is
 2 that still going to be the way we can
 3 do it? I don't know how everybody
 4 else does it -- the other processors.
 5 MS. HEIDAR:
 6 I mean this report right now
 7 puts in whatever ended with the last
 8 month. It starts it off. It does it
 9 some for all of these manifests,
 10 there's a processor manifest portion
 11 in there, collection reports. It
 12 does all the math behind the scenes
 13 of what you entered before. I think
 14 it's in this row. Now, this is an
 15 input from your side. Total number
 16 of waste tires processed on site by
 17 shredding --
 18 MS. SMITH:
 19 So we still enter that number?
 20 MS. HEIDAR:
 21 Yes. You can enter that number.
 22 MR. VINCENT:
 23 Okay.
 24 MS. HEIDAR:
 25 And whatever you enter it will

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1 put in the math at the bottom.
 2 MR. VINCENT:
 3 Okay. So how are we going to
 4 come up with what we -- we can still
 5 do that, as far as --
 6 MS. SMITH:
 7 (Inaudible) which is what we
 8 currently -- I mean we enter that
 9 now. And the computer now, the
 10 spreadsheet we have now lets us enter
 11 that and it calculates that number.
 12 MR. WILLIAMS:
 13 So it's not looking at your
 14 processor manifest information
 15 because processor manifests are
 16 sometimes done by weight, how many
 17 pounds you shipped. It's not taking
 18 that and then calculating, okay,
 19 well, I've taken my processor
 20 manifest, I've processed 40,000
 21 pounds worth of tires and then saying
 22 this is X number of tires and that's
 23 what it's taking out of the
 24 spreadsheet. Because how does it
 25 determine which holds passenger tires

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1 and truck tires if it's just looking
 2 at weight, to count to do this total?
 3 MS. HEIDAR:
 4 This report I took the math that
 5 you all fill out for the payment
 6 application and I applied it totally
 7 to this one. So whatever you are
 8 currently doing this is what it does.
 9 MR. VINCENT:
 10 Is everybody doing the same
 11 thing, weight-wise?
 12 MS. HEIDAR:
 13 I mean the weight is multiplied
 14 by a certain factor or something and
 15 it's added --
 16 (TALKING OVER ONE ANOTHER)
 17 MR. VINCENT:
 18 Well, I understand. But if you
 19 -- let's say you picked up a thousand
 20 tires and it's suppose to be 20,000
 21 pounds and then you send out 25,000
 22 pounds your numbers don't match
 23 again, and computers don't understand
 24 and they kick that stuff back.
 25 You've got to be exact with

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1 computers. They don't deal in common
 2 sense.
 3 MR. SAGNIBENE:
 4 This footage you brought
 5 (Inaudible). We're doing some
 6 analysis right now in looking at PTEs
 7 and we're going to put some deviation
 8 in the line. And y'all are going to
 9 be getting letters and (Inaudible) is
 10 more than ten percent from the line
 11 we're going to ask you what happened.
 12 MR. VINCENT:
 13 And I think tire weight has
 14 changed more than that since 1991.
 15 (TALKING OVER ONE ANOTHER)
 16 MR. L. WARD:
 17 That's really more of a policy
 18 issue, what the average weight per
 19 tire is. It's gone up.
 20 MR. VINCENT:
 21 That's going to be a rule change
 22 but I mean we can take a look at it.
 23 MR. L. WARD:
 24 Can we put that on our parking
 25 lot of thing to discuss?

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1 MR. SAGNIBENE:
 2 Yes.
 3 MR. VINCENT:
 4 Are we open to --
 5 (TALKING OVER ONE ANOTHER)
 6 MR. SAGNIBENE:
 7 Does someone have a question?
 8 MR. ROBERTS:
 9 Chad Roberts, Louisiana
 10 Elastomer. We get certain loads from
 11 certain places and it's these monster
 12 mud grip kind of type tires. And
 13 then our next trailer comes in, maybe
 14 it's all little 14 inch passenger
 15 tires, you're going to see that
 16 variance a lot more than I've seen of
 17 what you're talking about, Mr.
 18 Vincent.
 19 MS. HEIDAR:
 20 How are you addressing that now?
 21 MR. ROBERTS:
 22 We tell them -- we tell them to
 23 process them as such. I mean the
 24 standard now is 20 pounds and it's
 25 what the system works off of. But

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1 it's going to happen. You're talking
 2 about the scenario it can very well
 3 happen because if you take in 300
 4 tires off of the little trailer that
 5 average 45 to 40, you know, 40 to 45
 6 pounds, and then your next trailer
 7 comes in with 300 tires on it it may
 8 average 20 to 41 pounds. Somewhere
 9 in there that difference is going to
 10 show up and it's going to throw
 11 everything out of balance.
 12 MR. VINCENT:
 13 And you know, oddly, they're all
 14 pretty good, they're pretty close.
 15 All the processors are pretty close
 16 in line to 20.
 17 MR. BENSON:
 18 It comes out as an average at
 19 the end of the month.
 20 MR. VINCENT:
 21 That's right.
 22 MR. WILLIAMS:
 23 What I'd like to suggest we do
 24 is, to get this moving forward and
 25 not have everyone still tied up, is

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1 as we're getting closer to roll out
 2 of this and you've finished working
 3 out most of the bugs and this is the
 4 version we were thinking about
 5 putting out, since there's only five
 6 processors you might spend some time
 7 either calling us into the office or
 8 going to our facility and saying,
 9 okay, here's how the system works,
 10 how are you doing it now? How can we
 11 make sure everything is marrying up,
 12 and then you're doing it on an
 13 individual processor basis to make
 14 sure everybody understands how the
 15 system is working, where it's getting
 16 its data from and what data we're
 17 inputting to make sure we know what
 18 we're doing. And that way we're not
 19 trying to work out all these problems
 20 out now, you can do that on an
 21 individual basis down the road.
 22 MR. SAGNIBENE:
 23 That's a good idea. We want
 24 this program to be a real time
 25 program. We don't want it to be a

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1 theoretical program.
 2 MR. DUPUY:
 3 Something that's -- following
 4 what he's saying, Vince, is also your
 5 inventory, your inventory control.
 6 We're not balancing out every year.
 7 And I think that on our inventory
 8 shreds, eligible and ineligible, we
 9 need to zero out at the end of each
 10 year and start over. We're carrying
 11 right now eight, ten, eleven years
 12 and nobody ever tells you where
 13 you're at on the money at all. So I
 14 mean you have no idea because what
 15 happened was we didn't put that on
 16 the manifest for five or six years,
 17 and then all of a sudden we came in
 18 and started putting it in the last
 19 five to six years taking inventory.
 20 So nobody knows really what you got.
 21 And when Jason and them comes out and
 22 shoots your pile, shoot this and
 23 shoot that, they come and they go but
 24 nobody ever gets back to us and says,
 25 hey, you're close, you're here or

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1 there. Eight or nine years go by and
 2 you don't know where you're at. So I
 3 think somehow or another we need to
 4 zero out each year, if that makes
 5 sense. And this thing right is not
 6 going to pick up this. Plus, what
 7 he's saying about your tires, and
 8 this man was saying about the tires,
 9 I might get and my machine might
 10 grind tires that are 400 pounds. And
 11 let's say I've got eight or nine --
 12 let's say I've got 600 of them to
 13 come in, well those tires are going
 14 to change your PTEs on your car
 15 tires. And what's happening when we
 16 turn in those weights for the PTEs
 17 it's going to move them all over and
 18 they're going to go up. But we're
 19 grinding and we're getting paid on
 20 weight and this machine is going to
 21 pick up the amount of tires, cars,
 22 and trucks and you should have a
 23 certain amount because you're going
 24 by your 100 and your 20. So I might
 25 be at 28 PTEs, Kip might be over here

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1 at 22 or 24 but he didn't have 600
 2 tires that were 400 pounds because
 3 his off-roads might be 200 and 150.
 4 So that machine, when it flags and
 5 it's going to flag because we're
 6 getting paid on weight and y'all are
 7 going off the tire count to make this
 8 machine flag.
 9 MR. VINCENT:
 10 Can we not go to weight and do
 11 away with tire count?
 12 MR. THOMAS:
 13 I'd say that's a topic for
 14 discussion in the future. If y'all
 15 email these concerns to me we'll have
 16 them all laid out in the front of us
 17 for the next agenda.
 18 MR. SAGNIBENE:
 19 At the end we're going to talk
 20 about the future topics. I'd like to
 21 talk about the expansion of our
 22 beneficial use projects now. Because
 23 without those beneficial use projects
 24 our program is kind of dead in the
 25 water. Do y'all have any suggestions

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1 As you said markets are what
 2 makes the program work. Without
 3 markets there is no program. And to
 4 make everybody understand how the
 5 program actually works until a
 6 processor delivers material to an end
 7 market there is no money that comes
 8 out of the fund. So processors and
 9 transporters are picking tires up,
 10 they're bringing them to a processor,
 11 they're getting processed, and
 12 there's no money that's changing
 13 hands there until it is delivered to
 14 a market. So markets are key as to
 15 what happens. And the timeliness of
 16 getting markets approved is a huge
 17 problem for us. And, you know,
 18 whenever we have, you know, I'll take
 19 backfill and a bulkhead which is a
 20 civil engineering market. We've done
 21 hundreds of backfill and bulkheads.
 22 And it still takes a long period of
 23 time to get five loads of material to
 24 go to the backfill and a bulkhead.
 25 And I don't understand why it takes

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1 on how we can expand the program, how
 2 we can help y'all, how we can open
 3 new markets, --
 4 MR. DUPUY:
 5 The only thing I know is that
 6 we're going to have to open up some
 7 engineering projects. You know, when
 8 you cut these little old things,
 9 these tires into little chips and
 10 stuff they make good leach
 11 (Inaudible) material. You can put
 12 them in sewers, storm sewers, all
 13 kinds of things. They need a place
 14 for water to collect and drain off.
 15 Other than that about the only things
 16 these things are good for are
 17 burning. We use a lot for that.
 18 Those folks are getting to where
 19 they're picky about what they burn
 20 because they can get them from
 21 everywhere in the Unites States as
 22 cheap as they can get them from here
 23 because those folks have to get rid
 24 of them too.
 25 MR. VINCENT:

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1 such a long time to do the same
 2 project we've done a hundred times
 3 before.
 4 MR. SAGNIBENE:
 5 Well, that's something that we
 6 need to work on. It shouldn't take
 7 that long since it's a project that
 8 you've done before.
 9 MR. WILLIAMS:
 10 I mean if it's an approved
 11 project, like this is an approved
 12 use. This use of this material, like
 13 asphalt or bulkheads or circa hose or
 14 whatever use that that is going to,
 15 that use is what should be approved.
 16 It doesn't matter what location it
 17 goes to for that use as long as it's
 18 being used for that purpose is my
 19 opinion. That would speed up the
 20 process, that way we're not having to
 21 submit applications for every
 22 individual location that material is
 23 going to.
 24 MR. SAGNIBENE:
 25 But the legislative auditor is

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1 not going to let you do that. We
 2 have to look at every project. I
 3 can't give you a blanket approval.
 4 MR. DUPUY:
 5 What you could do is you could
 6 give a list of the approves, just
 7 like he was talking about --
 8 MR. SAGNIBENE:
 9 I don't think we have a list.
 10 MR. DUPUY:
 11 Well, I don't think -- if I do a
 12 bulkhead at False River and I want to
 13 go do another bulkhead, if I had to
 14 spend -- an engineering project to
 15 spend 3,000 dollars to get him to
 16 draw that up for y'all to look at it
 17 and I want to do two neighbors down
 18 the street I ought to be able to just
 19 go ahead and go. Y'all come out and
 20 look at it and see what you got. But
 21 why would you spend 3,000 dollars
 22 more to do something that's okay
 23 already. That's where we --
 24 MR. VINCENT:
 25 But you see I have to have the

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1 justification to pay for the fund. I
 2 have to have something saying that it
 3 takes this many chips to do this
 4 because I'm paying from the fund.
 5 That's the auditor's point and I can
 6 understand it. I mean you can't just
 7 call me and say, look, I want to
 8 build a bulkhead on False River, I
 9 did one before. We need to have
 10 specs.
 11 MR. DUPUY:
 12 But I guess what we need to do
 13 is meet with the legislative auditors
 14 and get something set up to where we
 15 got a whole list of all these things
 16 and how do we need to do what DEQ can
 17 pass and we don't have to wait three
 18 or four or five months. If this man
 19 goes out there and brings six loads
 20 to do this bulkhead and needs two
 21 more loads he's got to send something
 22 back in and wait for you to tell him,
 23 that man is falling out -- he's mad.
 24 MR. SAGNIBENE:
 25 And I agree with that and I see

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1 Senator Walsworth he agrees with it
 2 too. So I take it he's going to help
 3 me with that.
 4 MR. WALSWORTH:
 5 It helps that I'm chairman of
 6 the legislative audit committee.
 7 We'll get you the meeting.
 8 MR. WILLIAMS:
 9 Especially if it's a project
 10 that's an ongoing project with a
 11 specific customer and this customer
 12 has multiple locations. Like for us
 13 especially we're doing a chrome
 14 rubber application. We're doing a
 15 lot smaller grind than everybody
 16 else. And our project, our materials
 17 are going into other manufactured
 18 products. If I have a manufacturing
 19 plant in Tennessee that's making this
 20 specific product and they have
 21 another location over here in Texas
 22 that is making the exact same product
 23 and I'm selling to their corporate
 24 entity, why do I have to have each
 25 individual location approved? If

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1 it's going to the same application in
 2 the same company why do I have to get
 3 approval for each individual location
 4 that this product is going to? And
 5 it's an ongoing thing that I'm going
 6 to have for years and years and
 7 years. There's no set amount that
 8 I'm going to be selling to that
 9 project.
 10 MR. SAGNIBENE:
 11 Well, I think you need to get
 12 approval for the location. But as
 13 far as the engineer's drawings and
 14 all that stuff, you know, I'm with
 15 y'all on that.
 16 MR. DUPUY:
 17 But it gets costly and then you
 18 get turned down and it's the same
 19 with the other project.
 20 MR. SAGNIBENE:
 21 Look, the goal of this program
 22 is to get the tires out for use and
 23 for me to pay y'all, not for me to
 24 hold the money and not for me to make
 25 it more complicated. But I'm glad

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1 something was said that can help me
 2 with that. That's the thing I've
 3 been talking about for a while.
 4 Simple things like bulkheads. I'm
 5 not talking about building a firing
 6 range that's going to take megatons.
 7 You know, just simple things that we
 8 do all the time.
 9 MR. VINCENT:
 10 Here's another simple thing that
 11 would help. On our renewal
 12 application to get a permit, nothing
 13 changes from this year to five years
 14 from now, or the past five years, but
 15 we still have to go and get an
 16 engineer to design stuff and send it
 17 to you and all that stuff. If
 18 nothing changes how come we can't
 19 just send it --
 20 MR. SAGNIBENE:
 21 That's regulations. I can't
 22 address that.
 23 (TALKING OVER ONE ANOTHER)
 24 MS. MARVE:
 25 I'm Jackie Marve. I'm an

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1 attorney with the LDEQ. Permitting
 2 requirements are performed according
 3 to law. So just like any other
 4 facility requiring a permit
 5 regardless of what it is is subject
 6 to regulations, is subject to the
 7 Environmental Quality Act. And we go
 8 through a permitting process that
 9 involves public participation. So
 10 it's something that we do as stewards
 11 of the environment. In terms of
 12 environmental protection it's a
 13 requirement and that's why we go
 14 through the process.
 15 MR. VINCENT:
 16 But the only thing to change,
 17 we've got the same people, we've got
 18 the same location, we've got the same
 19 everything, the only thing we change
 20 is the year.
 21 MS. MARVE:
 22 That may be the case as it
 23 relates to your facility but you
 24 still need to tell us that and we
 25 still go through a process in case --

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1 for instance there may be public
 2 citizens out there who are concerned
 3 about what you do, how you do it,
 4 where you do it. If in fact they are
 5 concerned they have a right to seek a
 6 public hearing. We go into the
 7 community. We have these hearings
 8 and hear the concerns of everyone.
 9 MR. VINCENT:
 10 I was in the construction
 11 business for 35 years. And all I had
 12 to do was send in my money with the
 13 application each year and I got my
 14 license to operate my construction
 15 company. I see no difference in this
 16 and that.
 17 MS. MARVE:
 18 And I understand that and
 19 appreciate it.
 20 MR. WALSWORTH:
 21 Don't we do multi-year on --
 22 (TALKING OVER ONE ANOTHER)
 23 MS. MARVE:
 24 It's a five year --
 25 MR. WALSWORTH:

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1 It's five years, so you don't do
 2 it every year.
 3 (TALKING OVER ONE ANOTHER)
 4 MR. WELLS:
 5 We have a website we just put up
 6 recently and we've already generated
 7 some sales from the website. Well,
 8 in the beneficial end user who's the
 9 beneficial end user? Every website
 10 customer? So that's a question we
 11 have about.
 12 MR. SAGNIBENE:
 13 I like to put together a list, I
 14 mean besides bulkheads -- just some
 15 common things y'all do and Senator
 16 Walsworth and I and we can get
 17 together and see if we can make it
 18 easier.
 19 MR. VINCENT:
 20 And tagging on to that,
 21 something I would like to look at in
 22 the future is to talk about taking
 23 our products -- after is not a whole
 24 tire out of solid waste. Because
 25 they are products --

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1 MR. SAGNIBENE:
 2 That's the next item, Waste
 3 Tires rules and regs. We're going to
 4 be talking about that.
 5 MR. VINCENT:
 6 Well, just end markets is what
 7 we were talking about, so --
 8 MR. WILLIAMS:
 9 Making it a commodity.
 10 MR. VINCENT:
 11 Making it a commodity. And
 12 going back to where the program use
 13 to pay for picking up tires and
 14 processing tires and not going to end
 15 markets before the money was paid out
 16 of the fund.
 17 MR. SAGNIBENE:
 18 How did they -- and this was
 19 before my time, how did they insure
 20 that those tires weren't for
 21 beneficial use if they paid you --
 22 MR. VINCENT:
 23 Going back to your permit you
 24 have storage limits.
 25 MR. SAGNIBENE:

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1 How many limits?
 2 MR. VINCENT:
 3 You have permit limits. And
 4 that's what has to be watched to make
 5 sure -- I mean at some point as a
 6 processor you can stack material but
 7 at some point you have to find a
 8 market or you're going to run out of
 9 your permit limit and you're going to
 10 get fined for it or closed down or
 11 something.
 12 MR. SAGNIBENE:
 13 And that's the second step of
 14 this IT deal. We're going to develop
 15 a program that's to prepare your
 16 storage (Inaudible).
 17 MR. DUPUY:
 18 See, what they used to do before
 19 you got 85/15 you got paid 85 cents
 20 to do and you got 15 cents, and then
 21 you went to have an after market.
 22 But you got enough to keep you going
 23 and keep everybody paying. And then
 24 when we went to the -- in 1998 we
 25 went to the -- we only got paid if

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1 you had an end use market.
 2 MR. L. WARD:
 3 Two things, international market
 4 sales without a specific end use
 5 identified in selling to an
 6 international market. There are
 7 emerging opportunities in that area.
 8 What is the deal --
 9 MR. SAGNIBENE:
 10 We worked on that to export to
 11 foreign countries and I think we've
 12 got that all worked out. But no one
 13 has every come forward to do that.
 14 MR. L. WARD:
 15 But it's something that has been
 16 discussed and worked out in some
 17 sense?
 18 MR. SAGNIBENE:
 19 It's been worked out -- we got
 20 permission for a year for a pilot
 21 project but somebody came forth -- I
 22 think the market dried up --
 23 MR. L. WARD:
 24 And then there's been
 25 longstanding technology and emerging

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1 technologies in gasification,
 2 microwave -- ways in which you can
 3 further break down tires. The
 4 question is what's the beneficial end
 5 use? Is it that intermediate step or
 6 is it that then takes that further
 7 refined product to some other
 8 application. And that's a pretty big
 9 deal in trying to figure out the
 10 economics of making your stuff work.
 11 So is DEQ willing to work on --
 12 MR. SAGNIBENE:
 13 Sure.
 14 MR. L. WARD:
 15 How do you work with us so that
 16 you can put financial models together
 17 to make business sense. That dollar
 18 fifty end when we get it is very
 19 important to making the total --
 20 MR. DUPUY:
 21 And you take a dollar fifty away
 22 and we're all out of business.
 23 MR. SAGNIBENE:
 24 The simplest program is to speed
 25 up the payment.

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1 MR. L. WARD:
 2 And that's a good thing.
 3 MR. SAGNIBENE:
 4 Senator Walsworth he laid the
 5 effort about the exporting to foreign
 6 countries on the tires. He held a
 7 meeting in there and got the ball
 8 rolling and we had it done within a
 9 couple of months. So that is an
 10 avenue.
 11 MR. L. WARD:
 12 And I think that those of us
 13 that are working to bring some
 14 technology solutions to define that
 15 processing step that takes the tires
 16 and does something much more with
 17 them. Where it gives us more
 18 beneficial end use sources.
 19 MR. SAGNIBENE:
 20 Okay, when you do that let us
 21 know so that we can get involved at
 22 the beginning and not at the end when
 23 you're working on these things. So
 24 you won't come with all this stuff,
 25 you know, if we're involved all along

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1 is to come to the table with items
 2 for better regulations. As far as
 3 reg rewrites go as you know back in
 4 '07 there was a reg rewrite and there
 5 were regs that were never propagated.
 6 I believe some of you guys were part
 7 of one in 2011 and 2010 that were
 8 drafted and never propagated.
 9 Certainly everyone in this room would
 10 like to see some new regs propagated.
 11 So that's part of what the task force
 12 is going to be -- kind of for us all
 13 to get to that point in the
 14 department you probably need some
 15 good regs that everyone is happy
 16 with. When I find myself with some
 17 extra time I certainly look at these
 18 two drafts, kind of just meshing them
 19 together a little bit. I was just
 20 playing with it, trying to understand
 21 them to see from one draft to the
 22 other. So that's what I'm doing on
 23 that. There's no official reg
 24 rewrite going on. That's something
 25 that I just have been doing. I will

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1 it's a lot easier for us to approve
 2 or disapprove, or we can guide it
 3 this way or that way.
 4 I think the next thing I wanted
 5 to talk about is maybe some -- we're
 6 not going to talk long about this, is
 7 our rules and regulations. What I'd
 8 like for y'all to do is submit some
 9 changes and some comments y'all have.
 10 I know we had some beneficial uses
 11 and some other things. Rob is
 12 working on some stuff. He's about 80
 13 percent through of the reg rewrite
 14 and he's going to talk a little about
 15 it. But like I said before, before
 16 we do anything we're going to let
 17 y'all see what we're doing. You want
 18 to talk a little bit about that, Rob?
 19 MR. THOMAS:
 20 Sure. As part of the task force
 21 we're obviously charged with
 22 identifying problems and coming up
 23 with solutions to better the
 24 regulations. And in future meetings
 25 that's what we'll ask everyone to do

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1 note that there is an internal waste
 2 tire work group that is similar with
 3 what the task force is charged with.
 4 Baton Rouge is also looking at some
 5 of the issues of the regulations, or
 6 at least will be at a meeting as
 7 well. So what we'd like to see are
 8 any items we bring to the table at
 9 this task force be brought to the
 10 table internally for that group. And
 11 any idea is we want everyone's
 12 perspective, we want to get all the
 13 ideas out there, it can be out of the
 14 box, whatever it is we want to talk
 15 about it. And eventually get a reg
 16 change officially done. So that's
 17 kind of where we are currently with
 18 it.
 19 MR. SAGNIBENE:
 20 And one of the big issues to me
 21 is the definition of qualified
 22 recycling (inaudible). So we're
 23 going to definitely take a look at
 24 that.
 25 MR. DUPUY:

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1 When do you want to have this
2 ready to propagate, Rob?
3 MR. THOMAS:
4 We don't have a date or time
5 frame to propagate. I mean obviously
6 the sooner the better but I think
7 it's pertinent for the time to get
8 good ideas. And part of that is
9 coming from this task force. So a
10 lot of it is going to be dependent on
11 what we come up with in this task
12 force or internally we come up with
13 where everyone is happy with that,
14 you know, is going to help the regs
15 to move efficiently and effectively
16 and is reasonable for everyone. So I
17 think the first thing is to figure
18 out what these items are and to
19 discuss them. And once we have those
20 in front of us we can figure out a
21 time frame. Does that sound fair?
22 MR. DUPUY:
23 Oh, yeah. I was just wondering
24 if we were talking about six months,
25 a year, you know.

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1 MR. THOMAS:
2 I really don't know if we need
3 to have a -- there's no hard
4 deadline.
5 MR. SAGNIBENE:
6 We realize there's problems with
7 the regs.
8 MR. DUPUY:
9 I was just wondering -- Rob said
10 he's putting these things together,
11 it seems like if we had input as he's
12 going we wouldn't be starting over
13 where he's done a whole lot.
14 MR. THOMAS:
15 I'm not rewriting the regs
16 myself. This was again we mentioned
17 that. That was just something I was
18 doing in my spare time at work, and I
19 don't have a whole lot of that. And
20 just wanted to inform you that what I
21 was doing was looking at these sets
22 of regs in appreciation of the time
23 you guys spent, eight months, some of
24 you. So I don't want all that to go
25 for nought. So this set of regs to

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1 be propagated I don't want it to be
2 like throwing it out the window. A
3 lot of people have spent a lot of
4 time on it. So I was trying to
5 familiarize myself with it, where
6 they were coming from, from this
7 angle or from this angle so my job is
8 to have a better understanding. So
9 we all anticipate looking at those
10 and moving forward, having a good
11 following. I'm not rewriting them.
12 MR. VINCENT:
13 So would y'all like for us to
14 put something together and send to
15 y'all?
16 MR. DUPUY:
17 I feel like it would be a whole
18 lot easier on everybody and Rob to go
19 as we -- as he's -- participate as
20 he's going. Where we're not going to
21 go back after you look at all the
22 things that we see already that Rob
23 might not see if he hadn't talked
24 with us.
25 MR. THOMAS:

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1 That's what we're here for and
2 we can set the agenda later.
3 Everyone bring in ideas for the regs
4 to the internal work group.
5 MR. WILLIAMS:
6 Would you like for us to submit
7 you stuff that -- like via emails
8 saying these are the things that we
9 think need to be addressed in the
10 regulation changes, email those to
11 you --
12 MR. THOMAS:
13 Right.
14 MR. WILLIAMS:
15 To where you can be addressing
16 them at this point as you're working
17 through that. And then maybe come up
18 on the agenda is like these are
19 things that need to be discussed to
20 the task group that might need to be
21 changed.
22 MR. DUPUY:
23 I think Rob knows what needs to
24 be done for the department but no one
25 knows the outside like the processors

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1 here --
 2 MR. SAGNIBENE:
 3 That's why I've got y'all here.
 4 Y'all are the boots on the ground.
 5 Y'all know how this thing works. And
 6 we're fortunate because Rob comes
 7 from permits so he has the
 8 background.
 9 MR. RICHARD:
 10 Remember, he's taking some of
 11 the regs that we've already changed.
 12 So he's already got, not the latest
 13 or most updated but he's got what
 14 we've already put down on paper.
 15 MR. WILLIAMS:
 16 So he knows that there needs to
 17 be a fee change in there and that.
 18 sort of thing for the calculation,
 19 because that was in the last set of
 20 regs that were suppose to go out.
 21 MR. SAGNIBENE:
 22 I don't know if they're going to
 23 address a fee change in the regs.
 24 MR. THOMAS:
 25 As far as the task force, if you

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1 is that those that are down in the
 2 trenches every day that is not
 3 sufficient. And there's two issues,
 4 one issue is the base models, and
 5 then there are Ineligible tires that
 6 we as processors could be much more
 7 responsible in dealing with the
 8 processing that are outside of the
 9 DEQ because there's no -- there's no
 10 waste tire disposal collection that
 11 supports its disposition at the end
 12 of its useful life. And it's always
 13 a difficult situation for us because
 14 our generators, they get (inaudible)
 15 and a lot of them are ineligible.
 16 And we're saying you can't take them.
 17 If you take a few and process them
 18 you take them at our hit, our loss.
 19 You've got a lot of -- you could
 20 argue with half the tires in the
 21 state that are produced are
 22 ineligible. So part of it is as
 23 processors we're responsible. We
 24 have a sense of responsibility to
 25 help improve the environment. We

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1 read the act -- we call this an act,
 2 but a house bill, and part of it is
 3 we're going to discuss it. That's
 4 part of the bill, I think we're
 5 tasked to discuss it. We can all
 6 read it ourselves. So in future
 7 meetings you'll have the floor to
 8 express concerns.
 9 MR. SAGNIBENE:
 10 I'd like to get those regs and
 11 then we can address them.
 12 MR. L. WARD:
 13 The regs are great and I
 14 understand you have an impetus to
 15 (Inaudible). And we have to make
 16 sure that the regs aren't so
 17 oppressive to us that it puts us out
 18 of business.
 19 MR. SAGNIBENE:
 20 And that's why we're here.
 21 MR. L. WARD:
 22 On the lawmaking side, the
 23 legislative action, for instance the
 24 waste disposal, the two dollar waste
 25 disposal fee, the fact of the matter

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1 don't want to see these tires out and
 2 about --
 3 MR. SAGNIBENE:
 4 No.
 5 MR. L. WARD:
 6 -- wherever they end up. If we
 7 don't process them and we're
 8 responsible -- so how do we
 9 (inaudible) in an economic way. And
 10 part of that solution is increasing
 11 its -- it's time for us to --
 12 (TALKING OVER ONE ANOTHER)
 13 MR. WALSWORTH:
 14 I was with Coca-Cola for 25
 15 years and I was over the recycling.
 16 You have to separate, one, what is
 17 good for the environment on -- and we
 18 think waste tires are bad for the
 19 environment. The second part is to
 20 me not as important as the first
 21 part. The first part is the waste
 22 tire getting them out of the waste
 23 stream, getting them out of the
 24 environment. The end use can be
 25 numerous things. If I'm going to sit

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1 here and tell you as a state that
 2 you've got to have it for this end
 3 use or you don't get paid at all,
 4 then you lose and I lose. And the
 5 worst thing that could happen is you
 6 go out of business, you guys go out
 7 of business and I've got, you know,
 8 200,000 waste tires a year sent back
 9 into the environment. That's the
 10 worst thing that can happen -- 4.5
 11 million. It's even worse. So I mean
 12 I've got -- we all know that in most
 13 cases virgin is a whole lot faster
 14 and easier and cheaper than it is to
 15 recycle. We understand. We went
 16 through this with plastic for years
 17 and we still got problems with
 18 plastic. We know we've got to
 19 subsidize that. So we've got to
 20 figure out -- and I think that is
 21 true. Maybe we pay you on the front
 22 end 90 percent of where we think you
 23 ought to be and the back end of where
 24 you get those tires to. And I am
 25 here because I am concerned that if

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1 this oil continues to die, and I
 2 think it will, I think this is a game
 3 that OPEC is playing saying, hey, we
 4 want the United States to go down in
 5 their research and development
 6 because they're a competitor and
 7 maybe we can -- and I'll get in
 8 trouble about this, so like Walmart
 9 they're the big guys and they can do
 10 that. So I'm concerned about where
 11 you're going to put these things. So
 12 as a state I'm not as concerned about
 13 where they're going out as to where
 14 I'm trying to get rid of those tires.
 15 That's -- I want you to be in
 16 business. I want all of y'all to
 17 stay in business. We may have to up
 18 that fee. I'm not so dead set that
 19 we shouldn't up that fee and I would
 20 probably have that legislation to up
 21 the fee. I don't think it has been
 22 up'd since --
 23 (TALKING OVER ONE ANOTHER)
 24 MR. WALSWORTH:
 25 -- 20 years. Okay, 2000.

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1 Fourteen years.
 2 MR. VINCENT:
 3 The fee has never been raised.
 4 MR. WALSWORTH:
 5 So I'm willing to -- but this is
 6 where we ought to go. I mean we
 7 can't, you know, let's -- we've got
 8 this administration. I don't think
 9 that it's a fee but we've got to
 10 figure what's best for the state as a
 11 whole. The state as a whole is you
 12 guys in business. The worst thing
 13 for this state would be for y'all to
 14 go out of business. And I go back to
 15 ground zero where we were 20 years
 16 ago, we got those tires everywhere.
 17 MR. SAGNIBENE:
 18 And we cleaned up seven million
 19 tires.
 20 MR. WALSWORTH:
 21 That's the worst thing that we
 22 could do. So let's see if we can
 23 figure out how to keep y'all in
 24 business. But I -- you know, I think
 25 there is a lot of concern out there

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1 that over this next year or so, or
 2 maybe two years if this thing could,
 3 you know, if oil goes down to 60
 4 dollars a barrel it's going to hurt
 5 the state but it's also going to hurt
 6 you and that end user that you've
 7 got. So we've got -- I think our
 8 policy is what's the most important
 9 thing. To me is getting those tires
 10 out of landfills and out of backyards
 11 and wherever else garbage is at in
 12 this state. That to me is the most
 13 important thing.
 14 The second thing would be where
 15 do you go once you cut those tires
 16 up, whether you've got to grind them
 17 up into a one millimeter chip or
 18 you've got a two inch chip. Or if
 19 they go to some -- if somebody is
 20 going to burn them or if somebody is
 21 going to put them on a track
 22 somewhere else. That's not an issue
 23 to me. But if you only can -- if all
 24 your money comes from the end user
 25 you're going to lose and you're going

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1 to go out of business. So we've got
 2 to figure out what's the most
 3 important thing.
 4 MR. L. WARD:
 5 It is refreshing to hear a
 6 legislator -- your insight and
 7 passion and conviction because we've
 8 got to get that right. We've got to
 9 get that right. Because if we don't
 10 get the macroeconomics right on this
 11 thing we can talk about all you want,
 12 the regs and computer programs and
 13 all that's good and it'll help, and
 14 it'll help us to get instead of a 90
 15 day payment or a 120 or who knows, 15
 16 day --
 17 (TALKING OVER ONE ANOTHER)
 18 MR. L. WARD:
 19 I mean we're all operating very
 20 thin here.
 21 MR. RICHARD:
 22 Keep in mind when we talk about
 23 increasing fees one of the big issues
 24 that tire dealers and truckers had is
 25 that on the outskirts of the state

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1 the fee increases we were talking
 2 about before made Louisiana
 3 businesses non-competitive. I don't
 4 have those answers. I'm just saying
 5 that when we discuss fees to keep
 6 that in mind.
 7 MR. WELLS:
 8 So what you're saying is we
 9 should go to a market base?
 10 MR. RICHARD:
 11 I'm not here to decide that. We
 12 collect it. We're the guy who sits
 13 on the line and collects. And one of
 14 the issues we have today is loads of
 15 truck tires coming in from out of
 16 state going directly to trucking
 17 companies with absolutely no DEQ fee
 18 that winds up in your stream.
 19 (TALKING OVER ONE ANOTHER)
 20 MR. WILLIAMS:
 21 That's illegal. And I mean I
 22 understand.
 23 MR. WELLS:
 24 (Inaudible) for manifest that
 25 have to try -- I mean I don't know

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1 how it gets through --
 2 MR. RICHARD:
 3 It may not come but --
 4 MR. WELLS:
 5 But from the retail side there
 6 are tires coming into the state --
 7 MR. SAGNIBENE:
 8 But our auditors --
 9 (TALKING OVER ONE ANOTHER)
 10 MR. SAGNIBENE:
 11 Our auditors about a month ago
 12 snagged a company selling tires on
 13 the internet that wasn't paying a fee
 14 and I think (inaudible) for like 170
 15 to 180,000 dollars. So I mean we're
 16 doing auditing. We're looking but we
 17 need help from y'all too.
 18 MR. WILLIAMS:
 19 Well, one part I've had on that
 20 side of -- from dealing with it, we
 21 collect -- if I'm not mistaken in the
 22 regs the tire fee is collected for
 23 the sale of a new tire, correct?
 24 MR. WELLS:
 25 Or used tire.

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1 MR. WILLIAMS:
 2 New or used tire. Well, to me
 3 that's kind of doing it backwards.
 4 What you ought to do is collect the
 5 fee when that tire goes for disposal.
 6 So when this guy goes -- when John Q.
 7 Taxpayer goes to the tire shop and
 8 he's getting new tires and he's
 9 taking those tires off and that
 10 generator is getting -- is getting
 11 those tires that's going to come to
 12 me, then he charges the two dollar
 13 fee for the tire as it's going to the
 14 disposal place, not when the new tire
 15 is going to be put on there that
 16 might not get disposed of two years
 17 from now.
 18 (TALKING OVER ONE ANOTHER)
 19 MR. VINCENT:
 20 That goes back to the -- some of
 21 the market issues though. What
 22 happens is that everybody wants to
 23 take their tires with them because
 24 they don't want to pay the fee. The
 25 reason the tires end up --

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1 (TALKING OVER ONE ANOTHER)
2 MR. DUPUY:
3 It started out like you're
4 talking about but they went -- you
5 had no operating capital to get this
6 thing going if you didn't collect the
7 money up front. And they couldn't
8 pay us and couldn't do anything.
9 You'd be getting out of state, in
10 state and it sounds good.
11 MR. WILLIAMS:
12 But again, if you're getting an
13 out of state tire here and you
14 collect a fee on that out of state
15 tire when it's getting disposed of
16 then it's eligible instead of it
17 being ineligible then it doesn't
18 matter.
19 (TALKING OVER ONE ANOTHER)
20 MR. DUPUY:
21 We wouldn't have any operating
22 capital if you didn't get it on the
23 front side.
24 MR. WELLS:
25 So you're suggesting that we go

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1 to a system like the states -- the
2 surrounding states?
3 MR. WILLIAMS:
4 Mississippi where some --
5 (TALKING OVER ONE ANOTHER)
6 MR. RICHARD:
7 Let me back up -- let me back up
8 one more step. The system we have
9 the tire dealers are pleased with,
10 okay. We're not looking to go to any
11 other system. The system works,
12 okay. I just want to see --
13 (TALKING OVER ONE ANOTHER)
14 MR. RICHARD:
15 And it gets better every year.
16 And it shows the group that we have
17 here now from where we were, but the
18 tire dealers support this system.
19 MR. SAGNIBENE:
20 I guess our next order of
21 business is we have to elect a vice
22 chairman. Any volunteers or
23 nominations?
24 MR. WILLIAMS:
25 Is it a vice chairman of this

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1 committee?
2 MR. SAGNIBENE:
3 Yes.
4 MR. WILLIAMS:
5 Well, I'll nominate Kip Vincent
6 since he has already been working on
7 the program, that's where they've
8 been working on the development and
9 that's what seems to be -- he knows
10 all of us fairly well, knows the
11 issues fairly well --
12 MR. RICHARD:
13 He knows the tire dealers. I
14 second that.
15 (TALKING OVER ONE ANOTHER)
16 MS. JOHNSON:
17 We need to take a vote.
18 MR. THOMAS:
19 We've got another nominee.
20 MR. VINCENT:
21 I nominate Buddy.
22 MR. DUPUY:
23 Let's go ahead and put Kip in
24 here. My hands are full right now.
25 My plate is loaded.

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1 MR. WILLIAMS:
2 I'll second Buddy.
3 MR. SAGNIBENE:
4 So we've got two. We've got to
5 take a vote, on Kip first I'd
6 imagine.
7 (TALKING OVER ONE ANOTHER)
8 MR. SAGNIBENE:
9 Mr. Buddy Dupuy?
10 (TALKING OVER ONE ANOTHER)
11 MS. JOHNSON:
12 There's only seven that voted.
13 And that would be Kip.
14 MR. SAGNIBENE:
15 Four to three, Kip, you're the
16 vice chair. Congratulations.
17 (TALKING OVER ONE ANOTHER)
18 MR. SAGNIBENE:
19 I'm glad it's one of your guys
20 from the outside, somebody that's
21 with the national organization.
22 Because, listen, we don't want this
23 to be a DEQ run task force.
24 Everybody has an equal share in it
25 and I want input from y'all.

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1 The next item is the path
2 forward and future meetings. How
3 often do you think we should meet,
4 every quarter?
5 (TALKING OVER ONE ANOTHER)
6 MR. DUPUY:
7 Every 90 days, you're talking
8 about? I think it should be more
9 than that.
10 MR. WILLIAMS:
11 For some of us it's a long haul.
12 MR. SAGNIBENE:
13 So are y'all okay with meeting
14 every quarter? And the next thing
15 I'd like to talk about is we've
16 already named some of the future
17 topics that we want to address at the
18 next meeting.
19 MS. DEDRA:
20 In doing the future topics I
21 want to make sure everybody has Rob's
22 email address and I'll make sure you
23 have Dina's email address along with
24 the pilot program. Because what we
25 want to do is we want to give these

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1 MS. DEDRA:
2 Dina is going to get her
3 business card for y'all.
4 MR. SAGNIBENE:
5 So any other discussion?
6 MS. JOHNSON:
7 We need to set the next meeting.
8 MR. L. WARD:
9 Will there be a summary of the
10 future items that we discussed today
11 that --
12 MS. JOHNSON:
13 Yeah, that's why we have a court
14 reporter. And once we get those
15 we'll be able to get that to you so
16 you can review the minutes ahead of
17 time for the next meeting.
18 MS. MARVE:
19 And if I could just mention
20 also, Rob mentioned the fact that
21 there is an internal work group also
22 looking at the rules and regulations
23 and we're looking at it from the
24 standpoint of problems and issues in
25 terms of enforcing the regulations,

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1 topics -- we want them emailed to us
2 so that we don't miss anything. And
3 that would be the best route. And as
4 far as the rules and regulations we
5 want to get those topics and those
6 concerns even though Rob has both of
7 the difference of rules and
8 regulations just still send us the
9 ones you may that most concerns or
10 have issues with because we want to
11 make sure those are, you know, at
12 least that they're addressed also and
13 including the input.
14 MR. SAGNIBENE:
15 Because I think the latest work
16 on the regs all you guys were
17 involved so y'all know what they look
18 at. But the statutes changed since
19 then and we need to make sure that
20 the regs match what the statute says.
21 MS. DEDRA:
22 And they're passing around Rob's
23 card --
24 MS. HEIDAR:
25 Let me go get mine.

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1 in terms of the permitting
2 requirements, so we will be looking
3 at them also so that we can have
4 input from all sides. And we think
5 that with your input, with input from
6 the department we will probably come
7 up with a better product.
8 MR. L. WARD:
9 That's great. And Rob, you're
10 going to send out what you're working
11 on now to all the processors?
12 MR. THOMAS:
13 I don't anticipate in sending
14 that out right now. We're gathering
15 up -- I've got that copy of the
16 original draft and the second draft.
17 And I mean you've seen how you add
18 Word documents that you've struck out
19 and underlined, struck out and
20 underlined, so it's kind of difficult
21 right now to send it out because it
22 would be difficult to read. So it at
23 least needs to be cleaned up for
24 anyone to read it.
25 MR. L. WARD:

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1 So after you clean it up you'll
2 send it out?
3 MR. THOMAS:
4 Everyone will have the
5 opportunity to look at any reg or
6 anything that's promulgated, let me
7 put it like that. Again, we're
8 gathering information for all you
9 guys and we have another group
10 Internally we're going to gather
11 information. And, you know, they may
12 not even use the one that I'm --
13 MR. SAGNIBENE:
14 But what I think I'm hearing is
15 they want to see what you have so
16 they can comment on that.
17 MS. MARVE:
18 But the thing is you may be
19 commenting on something that may be
20 changed.
21 MR. DUPUY:
22 Jackie, I think he's got what
23 Rob's got because we all got it.
24 (TALKING OVER ONE ANOTHER)
25 MR. DUPUY:

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1 I mean that was 2007 and then
2 there's another version.
3 MR. SAGNIBENE:
4 So y'all have that.
5 MR. DUPUY:
6 Yeah, we got that. Everybody
7 has got that --
8 (TALKING OVER ONE ANOTHER)
9 MS. MARVE:
10 And what we're trying to get is
11 the issues, you know, what are the
12 problems that you see, what are the
13 problems that we see in terms of
14 enforcement. If we get these issues
15 and discuss these issues then we will
16 start drafting. But, you know, to
17 just start drafting at this point
18 without input as to the concerns
19 could be a little problematic in
20 terms of changes. And so once you
21 get a draft of all the issues then we
22 will have stakeholders in it.
23 (TALKING OVER ONE ANOTHER)
24 MR. VINCENT:
25 If I could make a suggestion.

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1 The 2010 meetings when we had
2 transporters and the majority of the
3 processors, Lloyd you were in some of
4 these meetings and I think Chad was,
5 and I know everybody else here was.
6 Can the department send that version
7 out to everybody so we at least have
8 that latest version and have a
9 starting point to be looking at, the
10 2010 version? Because that's the
11 latest version we have of any
12 meetings or comments.
13 MR. THOMAS:
14 I don't see too many problems
15 with that. I don't know if it's my
16 decision. I'll send you the latest
17 version. That doesn't mean
18 necessarily you're looking at that
19 one and taking off with it, but I
20 think it's the whole scope.
21 (TALKING OVER ONE ANOTHER)
22 MR. VINCENT:
23 But there's a big difference
24 between the version y'all worked on
25 and the version (inaudible). So I

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1 don't want to say this one -- the
2 second one takes precedent over the
3 first one or the first one takes
4 precedent over the second one --
5 MR. WILLIAMS:
6 It gives us all a common frame
7 of reference of this is where we
8 ended last time. Do we still need to
9 work on this version or do we need to
10 back up. It would give us a common
11 frame of reference.
12 MR. VINCENT:
13 I know the rules in those
14 meetings line by line. I mean we
15 went each line and discussed and
16 talked and referenced what we wanted
17 and didn't want. You know, so there
18 was a lot of input put into those
19 2010 changes.
20 MR. WILLIAMS:
21 And we met every month on that
22 one for a while.
23 (TALKING OVER ONE ANOTHER)
24 MR. L. WARD:
25 You are recommending what, that

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1 you clean this all up and send an
 2 integrated version of that 2010
 3 subsequent to you sending the most
 4 recent aggregation of all that out?
 5 MS. DEDRA:
 6 Let me explain to you what's
 7 going on. We have the rules that's
 8 in place right now. So you may have
 9 a 2007 or you may have a 2010 but
 10 everything is going to have to start
 11 off of what's in place right now.
 12 Where you stand in the latest is the
 13 2010 that all of you all worked on
 14 together. That doesn't necessarily
 15 mean you just start from that and go
 16 forward because you still have to see
 17 what the rules are that you have now.
 18 Because he doesn't know if the 2010
 19 worked off the 2007 that none of it
 20 was promulgated. So you really are
 21 going to start from what your rules
 22 are in place right now. What he's
 23 saying is that since you worked so
 24 hard in 2010 send it out and it will
 25 refresh what concerns that we had.

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1 That doesn't mean you start from
 2 that, that just refreshes your
 3 concerns and then you can email us
 4 the issues. I just want to make sure
 5 it's clear. And then once we get to
 6 the point that you have everything in
 7 place where it's to be promulgated
 8 I'm going to make sure y'all
 9 understand that process too as to how
 10 long it may take because that's under
 11 the section I deal with and we can
 12 have somebody in here. Because once
 13 it's promulgated it comes to my
 14 section and we have to go through and
 15 make sure that it's written properly
 16 and everything else. Because I want
 17 to make sure you understand how long
 18 the process takes to get this passed
 19 and get published and everything. So
 20 you won't, you know, get discouraged
 21 thinking it's overnight. If you have
 22 all of this information ahead of time
 23 then it will help you estimate or
 24 know when it will actually become
 25 effective. So Rob can send you out

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1 the 2010, that's where you reference
 2 to refresh you. But that doesn't
 3 mean you're starting from that point.
 4 (TALKING OVER ONE ANOTHER)
 5 MS. DEDRA:
 6 Also, if you want you might want
 7 to start looking at your calendars
 8 just to throw this out, the next
 9 meeting could be around March the 3rd
 10 which is a Tuesday or March the 4th
 11 which is a Wednesday. That would be
 12 three months from here. So it
 13 doesn't mean -- you know, you might
 14 just want to check that out and see
 15 which one and maybe email us back and
 16 then y'all can kind of decide --
 17 (TALKING OVER ONE ANOTHER)
 18 MS. DEDRA:
 19 That's the reason why I had
 20 those two dates. Wednesday would be
 21 March the 4th. But I mean I want to
 22 make sure everybody checks their
 23 calendars just to make sure that you
 24 don't have anything --
 25 MR. SAGNIBENE:

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1 Before we adjourn we get a list
 2 of those beneficial use projects that
 3 y'all were talking about that was
 4 common so we can work on that, if
 5 that makes sense.
 6 MR. DUPUY:
 7 Just like you were talking about
 8 a while ago, like the firing range.
 9 If you've got the same exact deal and
 10 you're going to build a firing range
 11 on another piece, you shouldn't have
 12 to go spend all the money to
 13 engineering, you're just taking your
 14 -- you're submitted the same plans
 15 and we're just putting it on this
 16 property. Is that --
 17 MR. SAGNIBENE:
 18 But we're going to have to know
 19 the volume and all this stuff.
 20 MR. DUPUY:
 21 Your volume would be the same if
 22 it's the same plan.
 23 MR. SAGNIBENE:
 24 If you're building the same
 25 thing on another piece of property?

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1 MS. MARVE:
 2 One of the things that I could
 3 address in terms of the surveying
 4 process period and you're not talking
 5 about as extensive a process as this,
 6 but we always look at the site.
 7 You're building the firing range but
 8 you're building it on a different
 9 site.
 10 MR. DUPUY:
 11 Right.
 12 MS. MARVE:
 13 So we would want to know
 14 information about this site, you
 15 know, not just how many chips and
 16 that kind of thing. But that's why
 17 we have the project submitted to us
 18 and we ask for the information.
 19 Because it's not just a matter of
 20 putting a firing range everywhere.
 21 You know, we look at a specific site
 22 and what is involved as it relates to
 23 that particular site.
 24 MR. DUPUY:
 25 Right.

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1 MS. MARVE:
 2 So that's kind of why we ask for
 3 that information.
 4 MR. DUPUY:
 5 Some of the problems that we're
 6 concerned with is that whenever
 7 you're going to build something and
 8 you say it's going to be 372 days,
 9 well it's going to be 372 days of
 10 working days. And that's very
 11 important that it's put on all these
 12 projects that get approved because
 13 sometimes they go back and they look
 14 at 372 days, you might have three
 15 other projects that you're bringing
 16 shreds and you can only bring four
 17 loads out of your place a day, it
 18 might be two years finishing up
 19 projects. And in the middle of that
 20 project that same facility might
 21 bring you up in the front where
 22 you've got three million pounds still
 23 left to be on that site. So you
 24 don't get to that site -- it's like
 25 the department looks at you've got

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1 this many days, you've got to stay on
 2 this. Well, you've got other
 3 projects you've got going too. And
 4 they say, well, this thing is lasting
 5 -- taking a little while. But you
 6 went two years and worked in the
 7 facility in the front then you come
 8 back to this, you'll have to do what
 9 the guy who's buying the shreds, you
 10 know, does. But it's something I'd
 11 like the department to look at each
 12 and every time.
 13 MR. SAGNIBENE:
 14 Couldn't they just request an
 15 extension?
 16 MS. MARVE:
 17 Yeah, that's what I was about to
 18 say -- ask for an extension and
 19 provide reasons and to why you want
 20 an extension.
 21 MR. DUPUY:
 22 Yeah, right, but it's liable to
 23 be six months.
 24 MR. SAGNIBENE:
 25 Ask for an extension and tell us

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1 why.
 2 MS. MARVE:
 3 Exactly.
 4 MR. SAGNIBENE:
 5 So when someone asks us we can
 6 pull out the piece of paper.
 7 MS. SMITH:
 8 Can I make a comment on that?
 9 MR. SAGNIBENE:
 10 Yes.
 11 MS. SMITH:
 12 On an extension for a beneficial
 13 end use, is it -- since we are the
 14 ones providing the material to the
 15 end user the extension request has to
 16 come from the end user himself, it
 17 cannot come from us?
 18 MR. THOMAS:
 19 I wouldn't say it needs to come
 20 from the end user because the actual
 21 approval is going to -- (inaudible)
 22 the request is coming from the end
 23 user. So I think it stands to reason
 24 that --
 25 MR. SAGNIBENE:

1 We can ask about that.
 2 (TALKING OVER ONE ANOTHER)
 3 MR. WILLIAMS:
 4 A lot of times though getting
 5 those applications from the end user,
 6 if they are out of state is
 7 difficult. Because they don't care
 8 what the Louisiana DEQ requires.
 9 They're not in this state. If I've
 10 got a customer over here in Texas and
 11 I send them this form it may sit on
 12 their desk for four months waiting on
 13 them to get it back.
 14 (TALKING OVER ONE ANOTHER)
 15 MR. WILLIAMS:
 16 But that's something we need to
 17 look at is a way to adjust that from
 18 where it doesn't have to come in
 19 necessarily from the end user. If we
 20 have a contract with this company
 21 that we're going to be providing them
 22 material then we can -- we're going
 23 to sell material to this company and
 24 they're the end user and here's our
 25 contract that says we're going to be

1 you'd dealing with nitroglycerin or
 2 something. You know, it's never been
 3 shown hazardous and it's been tested
 4 many -- Cottonport Monofill, I mean
 5 they test out there all the time in
 6 Monofill. I don't think you've ever
 7 had anything -- I mean your wire,
 8 your rubber, everything has always
 9 been clean. So I guess when you're
 10 talking about ground water hazardous
 11 what makes it so hard to use the
 12 stuff if you've been using it and
 13 you've never found it hazardous why
 14 our hands are tied so much, you know.
 15 MR. WALSWORTH:
 16 I'm not sure that's a
 17 legislative thing or it's a DEQ or
 18 EPA --
 19 MR. DUPUY:
 20 It's coming from the department.
 21 (TALKING OVER ONE ANOTHER)
 22 MR. WALSWORTH:
 23 Where I'd want to go is, if you
 24 don't mind, probably the first two or
 25 three weeks of January we'll meet

1 selling material, that should be
 2 sufficient.
 3 MR. SAGNIBENE:
 4 They just have to be
 5 accountable, that's all.
 6 MR. DUPUY:
 7 I think something like, you
 8 know, Kip was saying we've got to
 9 take this thing to some type of
 10 commodity because no where anywhere
 11 has a tire shred ever been known as
 12 hazardous waste. And I think a lot
 13 of times the department looks at this
 14 as that because a lot of your
 15 inspectors are dealing with solid
 16 waste. And tire regs are completely
 17 different even though they are in
 18 solid waste. And I think we get
 19 penalized by that a lot of times. So
 20 I think the main thing for everyone
 21 to know -- just like in the
 22 legislature I tried to promote it all
 23 the time to let them know, that tires
 24 -- you'd think when you're asking for
 25 an approval and you've done it before

1 back here and I'll get with Darryl
 2 with the legislative auditor and come
 3 to listen to y'all. And I think that
 4 would be a good meeting there. And
 5 that will give us about 30 days
 6 before and I'll try to give y'all a
 7 couple of weeks notice. But before
 8 we do anything with these I do want
 9 to know what the retailers are. I do
 10 want to know what all the three
 11 surrounding states do. I'll be
 12 honest with you when I go get a tire
 13 it's, you know, it's from the guy
 14 that I always do business with
 15 because he says I need a new tire.
 16 And I'm not a tire man, I'm a
 17 legislator. So I figured that out a
 18 long time ago. But there are some
 19 people that are scientists about how
 20 much that tire cost and also negative
 21 fees. So I'd like to know what the
 22 fees are around the states, and I
 23 also want to love my transporters
 24 because they may -- some of them are
 25 independent and some of them are in

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1 companies. And I want to know how
 2 they have to pay. They may pay a
 3 little bit more. And I don't want to
 4 run them out of town either. So --
 5 but I'm not necessarily against
 6 raising the fee. Because I am
 7 concerned that we're going to run
 8 y'all out of business and we're going
 9 to be back here square one and I
 10 don't want to go back down that road.
 11 (TALKING OVER ONE ANOTHER)
 12 MR. WALSWORTH:
 13 But we're in this thing
 14 together. And this is where I'm at.
 15 If I save you a dollar, whether it's
 16 the department that saves you a
 17 dollar or the legislature saves you
 18 dollar, that's a dollar you make.
 19 And this is -- I've been in recycling
 20 before. This is a -- we're all in
 21 this thing together. So I don't want
 22 to kill you on anything that is
 23 unfair to you. And sometimes we may
 24 try to go a little bit further
 25 because we need you as I do in

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1 economic development. I need those
 2 jobs out there so I'm going to go out
 3 there and say if I can benefit you
 4 then that's where I'm at. We do that
 5 with all these other companies that
 6 come in. You're here, we need you,
 7 and we want you to stay in business.
 8 MR. SAGNIBENE:
 9 And the program is working. You
 10 don't see tires all over the place.
 11 MR. WALSWORTH:
 12 That's right.
 13 MR. SAGNIBENE:
 14 The program is working.
 15 (TALKING OVER ONE ANOTHER)
 16 MR. WALSWORTH:
 17 But thank you guys for being in
 18 business. We really mean that. And
 19 this department has always tried to
 20 really go all out in trying to make
 21 sure that our business people work
 22 together and we keep you in business.
 23 And I do appreciate that this
 24 department has done that probably as
 25 good as anybody.

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1 MR. SAGNIBENE:
 2 And we appreciate your help too.
 3 MR. WALSWORTH:
 4 The worst thing that we could
 5 ever do is to allow EPA to come in
 6 and to take over this department.
 7 You're talking about -- that would be
 8 the worst thing that could ever
 9 happen to this state. It's already
 10 happened to a couple of states. And
 11 that's not where we want to go. So I
 12 appreciate you guys and the
 13 department for what y'all do.
 14 MR. SAGNIBENE:
 15 Can I get a motion to adjourn?
 16 MR. RICHARD:
 17 I make a motion that we adjourn.
 18 MR. WELLS:
 19 I second the motion.
 20
 21 THE MEETING ENDED AT 10:40 A.M.
 22 * * * * *
 23
 24
 25

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1 REPORTER'S PAGE
 2 I, Mark LaCour, Certified Court
 3 Reporter, in and for the State of Louisiana,
 4 the officer, as defined in Rule 28 of the
 5 Federal Rules of Civil Procedure and/or
 6 Article 1434(b) of the Louisiana Code of Civil
 7 Procedure, before whom this sworn testimony
 8 was taken, do hereby state on the record:
 9 That due to the interaction in the
 10 spontaneous discourse of this proceeding,
 11 dashes (--) have been used to indicate pauses,
 12 changes in thought, and/or talk overs; that
 13 same is the proper method for a Court
 14 Reporter's transcription of proceeding, and
 15 that the dashes (--) do not indicate that
 16 words or phrases have been left out of this
 17 transcript.
 18 Also, any words and/or names which could
 19 not be verified through reference material
 20 have been denoted with the phrase
 21 "(inaudible)."
 22
 23
 24 _____
 25 Mark LaCour, C.C.R.
 # 89054

C E R T I F I C A T I O N

1
2 I, the undersigned reporter, do hereby
3 certify that the above and foregoing is a true
4 and correct transcription of the stenomask
5 tape of the proceedings had herein, taken down
6 by me and transcribed under my supervision, to
7 the best of my ability and understanding, at
8 the time and place hereinbefore noted, in the
9 above-entitled cause.

10 I further certify that the witness was
11 duly sworn by me in my capacity as a Certified
12 Court Reporter pursuant to the provisions of
13 R.S. 37:2551 et seq. in and for the state of
14 Louisiana; that I am not of counsel nor
15 related to any of the counsel of any of the
16 parties, nor in the employ of any of parties,
17 and that I have no interest in the outcome of
18 this action.

19 I further certify that my license is in
20 good standing as a court reporter in and for
21 the state of Louisiana.

22
23
24
25

Mark LaCour, C.C.R.

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