

1 SB49
2 164929-3
3 By Senator Allen
4 RFD: Transportation and Energy
5 First Read: 03-MAR-15
6 PFD: 02/27/2015

1 SB49

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4 ENROLLED, An Act,

5 To amend Section 23-1-241, Code of Alabama 1975,
6 relating to the Highway Beautification Act-Junkyard Control,
7 to define the term "primary system" consistent with federal
8 law.

9 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

10 Section 1. Section 23-1-241, Code of Alabama 1975,
11 is amended to read as follows:

12 "§23-1-241.

13 "For the purposes of this division, the following
14 terms shall have the meanings respectively ascribed to them by
15 this section:

16 "(1) ~~(3)~~ AUTOMOBILE ~~GRAVEYARD~~ RECYCLER. Any
17 establishment or place of business which is maintained, used,
18 or operated for storing, keeping, buying or selling wrecked,
19 scrapped, ruined, or dismantled motor vehicles or motor
20 vehicle parts.

21 "(2) ~~(6)~~ DIRECTOR. The State Department of
22 Transportation.

23 "(3) ~~(4)~~ INTERSTATE SYSTEM. That portion of the
24 national system of interstate and defense highways located
25 within this state or officially designated, or as may

1 hereafter be so designated, by the director and approved by
2 the United States Department of Transportation pursuant to the
3 provisions of Title 23, United States Code, "Highways."

4 "(4) ~~(1)~~ JUNK. Old or scrap copper, brass, rope,
5 rags, batteries, paper trash, rubber debris, waste or junked,
6 dismantled or wrecked automobiles, or parts thereof, iron,
7 steel, and other old or scrap ferrous or nonferrous material.

8 "(5) ~~(2)~~ JUNKYARD. Any establishment or place of
9 business which is maintained, operated, or used for storing,
10 keeping, buying, or selling junk or for the maintenance or
11 operation of an automobile ~~graveyard~~ recycler. The term shall
12 include garbage dumps and sanitary fills.

13 "(6) ~~(5)~~ PRIMARY SYSTEM. ~~That portion of connected~~
14 ~~main highways as officially designated, or as may hereafter be~~
15 ~~so officially designated, by the Director of Transportation~~
16 ~~and approved by the United States Department of Transportation~~
17 ~~pursuant to Title 23, United States Code, "Highways."~~ Any
18 highway that is on the National Highway System, as defined
19 under federal law, which includes the Interstate Highway
20 System.

21 "(7) SCRAP PROCESSOR. Any person, firm, or
22 corporation engaged only in the business of buying scrap iron
23 and metals, including, but not limited to, old automobiles,
24 for the specific purpose of processing into raw material for
25 remelting purposes only and whose principal product is ferrous

1 and nonferrous scrap for shipment to steel mills, foundries,
2 smelters, and refineries and maintaining an established place
3 of business in this state and having facilities and machinery
4 designed for such processing."

5 Section 2. This act shall become effective
6 immediately following its passage and approval by the
7 Governor, or its otherwise becoming law.

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President and Presiding Officer of the Senate

Speaker of the House of Representatives

SB49

Senate 18-MAR-15

I hereby certify that the within Act originated in and passed the Senate, as amended.

Patrick Harris
Secretary

House of Representatives
Passed: 04-JUN-15

By: Senator Allen