

State of Arkansas

77th General Assembly

Regular Session, 1989

A Bill

SENATE BILL

120

By: Senator Malone

For An Act To Be Entitled

"AN ACT TO AMEND THE ARKANSAS CODE OF 1987, TITLE 27,  
CHAPTER 74, SECTION 402 TO CHANGE THE DEFINITION OF  
'AUTOMOBILE GRAVEYARD'; AND FOR OTHER PURPOSES."

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code of 1987, Title 27, Chapter 74, Section 402,  
is hereby amended to read as follows:

"27-74-402. Definitions. As used in this subchapter, unless the context  
otherwise requires:

(1) 'Junk' means old or scrap copper, brass, rope, rags, batteries,  
paper, trash, rubber debris, and waste, or junked, dismantled, or wrecked  
automobiles, or parts thereof, or iron, steel, and other old or scrap ferrous  
or nonferrous materials;

(2) 'Automobile graveyard' means any establishment or place of business  
which is maintained, used, or operated for storing, keeping, buying, or  
selling, of five or more wrecked, scrapped, ruined, or dismantled motor  
vehicles;

(3) 'Junkyard' means an establishment or place of business which is  
maintained, used, or operated for storing, keeping, buying, or selling junk,  
or for the maintenance or operation of an automobile graveyard. The term shall  
also include garbage dumps and sanitary fills."

SECTION 2. All provisions of this Act of a general and permanent nature  
are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
Revision Commission shall incorporate the same in the Code.

SECTION 3. All laws and parts of laws in conflict with this Act are  
hereby repealed.

SECTION 4. It is hereby found and determined by the General Assembly that the effective control of junkyards in the State is essential to the public health, safety, and welfare; that the provisions of this Act are immediately needed for the accomplishment of this purpose and that only by giving immediate effect to this Act can these purposes be realized to the fullest possible extent. Therefore, an emergency is hereby declared to exist and this Act being immediately necessary for the preservation of the public peace, health and safety shall be in full force and effect from and after its passage and approval.