

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas
90th General Assembly
Regular Session, 2015

A Bill

HOUSE BILL 1497

By: Representatives Lampkin, K. Ferguson

For An Act To Be Entitled

AN ACT TO CLARIFY THE LAW REGARDING THE WASTE TIRE PROGRAM; TO EXEMPT ARTICLES OF BENEFICIAL USE FROM THE DEFINITION OF WASTE TIRE; TO LIMIT THE NUMBER OF APPLICATIONS REQUIRED FOR A GRANT UNDER THE WASTE TIRE PROGRAM; TO ENSURE THAT ALL FUNDS AWARDED UNDER THE WASTE TIRE PROGRAM ARE DISTRIBUTED PROMPTLY TO THE SOLID WASTE MANAGEMENT DISTRICT; AND FOR OTHER PURPOSES.

Subtitle

TO CLARIFY THE LAW REGARDING APPLICATIONS, GRANTS AND GRANT FUNDS FOR THE WASTE TIRE PROGRAM.

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

SECTION 1. Arkansas Code § 8-9-402(10), concerning definitions for the waste tire law, is amended to read as follows:

(10)(A) “Waste tire” means a tire that is no longer repairable or retreadable or no longer suitable for its original intended purpose because of wear, damage, or defect.

(B) “Waste tire” does not include the portion of a tire that has been processed into an article of beneficial use by a waste tire processing facility;

SECTION 2. Arkansas Code § 8-9-403(d)(2), concerning regulations for the operation of waste tire sites, is amended to read as follows:



(2) The regulations shall:

(A) Provide for the administration of waste tire processing facility permits and a fee for each permit which shall not exceed two hundred fifty dollars (\$250) annually;

(B) Provide for the administration of waste tire transporter licenses, waste tire collection center permits, and a fee for each permit which shall not exceed two hundred fifty dollars (\$250) annually;

(C) Set standards for waste tire processing facilities, waste tire collection centers, and waste tire transporters;

(D)(i) Establish procedures for administering the waste tire grant program and issuing grants.

(ii)(a) The procedures established under subdivision (d)(2)(D)(i) of this section shall provide that a solid waste management district shall apply only one (1) time for a waste tire grant under this subchapter.

(b) The application authorized under subdivision (d)(2)(D)(ii)(a) of this section shall suffice for each grant required under § 8-9-405(c)(3); and

(E) Authorize the final disposition of waste tires at a permitted solid waste disposal facility, provided the tires have been cut into sufficiently small parts to assure their proper disposal.

SECTION 3. Arkansas Code § 8-9-405(c)(3), concerning waste tire grants, is amended to read as follows:

(3)(A) Distribution of grant funds shall be based upon moneys available in the fund and upon ~~approved~~ submitted quarterly financial reports.

(B) The reports shall show funds expended on waste tire projects during the previous quarter ~~and expenses expected on waste tire projects during the next quarter and any other information as determined by the department.~~

(C) Accordingly, and upon department approval, quarterly Quarterly distributions shall be made to the boards.

Section 4. DO NOT CODIFY. The Arkansas Department of Environmental Quality shall disburse immediately, without further requirements, funds

awarded to a solid waste management district through a grant program under § 8-9-405.