

State of Arkansas
91st General Assembly
Regular Session, 2017

A Bill

HOUSE BILL 1869

By: Representative Lemons

For An Act To Be Entitled

AN ACT TO AMEND THE LAW CONCERNING LOCATION AND
APPROVAL OF CONTROLLED BURNS; AND FOR OTHER PURPOSES.

Subtitle

TO AMEND THE LAW CONCERNING LOCATION AND
APPROVAL OF CONTROLLED BURNS.

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

SECTION 1. Arkansas Code § 14-16-117 is amended to read as follows:
14-16-117. Controlled burns.

A property owner in an unincorporated area of a county may conduct a controlled burn of a residence or structure on the property owner's property in the county if:

(1) The property owner applies to the ~~quorum-court~~ county judge of that county and the fire department that is responsible for providing fire protection services for the property for approval to conduct the controlled burn;

(2) The application under subdivision (1) of this section is approved by the ~~quorum-court~~ county judge and the fire department; and

(3) Before the approval under subdivision (2) of this section, the property owner demonstrates to the ~~quorum-court~~ county judge and the fire department that:

(A) The property owner has complied with applicable state and federal environmental laws and regulations regarding asbestos abatement;

(B) The property owner ensures that the residence or structure is free of asbestos-containing materials, is free of contents, and



otherwise demonstrates compliance with applicable state and federal environmental laws and regulations regarding hazardous wastes; and

(C) Provisions are made for the proper disposal of any remaining debris.