

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

State of Arkansas  
93rd General Assembly  
Regular Session, 2021

As Engrossed: S1/25/21  
**A Bill**

SENATE BILL 21

By: Senator D. Wallace  
By: Representatives Rye, M. Hodges

### **For An Act To Be Entitled**

AN ACT TO EXCLUDE MILL SCALE AND SLAG FROM THE DEFINITION OF "SOLID WASTE" IN THE ARKANSAS SOLID WASTE MANAGEMENT ACT AND THE SOLID WASTE MANAGEMENT AND RECYCLING FUND ACT; TO ADD A DEFINITION FOR "MILL SCALE AND SLAG"; AND FOR OTHER PURPOSES.

### **Subtitle**

TO EXCLUDE MILL SCALE AND SLAG FROM THE DEFINITION OF "SOLID WASTE" IN THE ARKANSAS SOLID WASTE MANAGEMENT ACT AND THE SOLID WASTE MANAGEMENT AND RECYCLING FUND ACT; AND TO ADD A DEFINITION FOR "MILL SCALE AND SLAG".

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

SECTION 1. Arkansas Code § 8-6-203(9), concerning the definition of "solid waste" within the Arkansas Solid Waste Management Act, is amended to read as follows:

(9)(A) "Solid waste" means any garbage or refuse, sludge from a wastewater treatment plant, water supply treatment plant, or air pollution control facility, and other discarded material, including solid, liquid, semisolid, or contained gaseous material resulting from industrial, commercial, mining, and agricultural operations, and from community activities, ~~but~~.

(B) "Solid waste" does not include solid;



(i) Solid or dissolved materials in domestic sewage, ~~or solid;~~

(ii) Solid or dissolved materials in irrigation return flows or industrial discharges that are point sources subject to permit under 33 U.S.C. § 1342, ~~or source;~~

(iii) Source material, special nuclear material, or ~~by-products~~ byproduct material as defined by the Atomic Energy Act of 1954, 42 U.S.C. § 2011 et seq.; or

(iv) Mill scale and slag;

SECTION 2. Arkansas Code § 8-6-203, concerning definitions within the Arkansas Solid Waste Management Act, is amended to add an additional subdivision to read as follows:

(13)(A) "Mill scale and slag" means by-products that are a result of the steel manufacturing process that are managed as items of value in a controlled manner and used in a manner of beneficial reuse.

(B) "Mill scale and slag" does not include by-products that are a result of the steel manufacturing process that would otherwise qualify as hazardous waste or that are determined to be discarded materials.

SECTION 3. Arkansas Code § 8-6-603(6), concerning the definition of "solid waste" within the Solid Waste Management and Recycling Fund Act, is amended to read as follows:

(6)(A) "Solid waste" means any garbage or refuse, sludge from a wastewater treatment plant, water supply treatment plant, or air pollution control facility, and other discarded material, including solid, liquid, semisolid, or contained gaseous material resulting from industrial, commercial, mining, and agricultural operations, and from community activities, but,

(B) "Solid waste" does not include ~~solid;~~

(i) Solid or dissolved materials in domestic sewage ~~or solid;~~

(ii) Solid or dissolved materials in irrigation return flows or industrial discharges that are point sources subject to permit under 33 U.S.C. § 1342, ~~or source;~~

(iii) Source material, special nuclear material, or

~~by-product~~ byproduct material as defined by the Atomic Energy Act of 1954,  
Pub. L. No. 83-703; or

(iv) Mill scale and slag;

SECTION 4. Arkansas Code § 8-6-603, concerning definitions within the Solid Waste Management and Recycling Fund Act, is amended to add an additional subdivision to read as follows:

(12)(A) "Mill scale and slag" means by-products that are a result of the steel manufacturing process that are managed as items of value in a controlled manner and used in a manner of beneficial reuse.

(B) "Mill scale and slag" does not include by-products that are a result of the steel manufacturing process that would otherwise qualify as hazardous waste or that are determined to be discarded materials.

/s/D. Wallace