

1 State of Arkansas  
2 90th General Assembly  
3 Regular Session, 2015  
4

# A Bill

HOUSE BILL 1497

5 By: Representatives Lampkin, K. Ferguson  
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## For An Act To Be Entitled

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

18 TO CLARIFY THE LAW REGARDING  
19 APPLICATIONS, GRANTS AND GRANT FUNDS FOR  
20 THE WASTE TIRE PROGRAM.  
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24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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26 SECTION 1. Arkansas Code § 8-9-402(10), concerning definitions for the  
27 waste tire law, is amended to read as follows:

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

31 (B) "Waste tire" does not include the portion of a tire  
32 that has been processed into an article of beneficial use by a waste tire  
33 processing facility;  
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35 SECTION 2. Arkansas Code § 8-9-403(d)(2), concerning regulations for  
36 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

1 awarded to a solid waste management district through a grant program under §  
2 8-9-405.

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**APPROVED: 03/31/2015**