

1 **State of Arkansas**  
2 **79th General Assembly**  
3 **Regular Session, 1993**

# A Bill

**SENATE BILL**

4 **By: Senators Gordon and Fitch**

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

8 "AN ACT TO AMEND ARKANSAS CODE 2-40-401 ET SEQ. TO  
9 PRESCRIBE ACCEPTABLE METHODS FOR THE DISPOSAL OF FOWL  
10 CARCASSES; AND FOR OTHER PURPOSES."

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## **Subtitle**

13 "TO PRESCRIBE ACCEPTABLE METHODS FOR THE DISPOSAL OF FOWL  
14 CARCASSES."

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

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18 SECTION 1. Arkansas Code 2-40-401 is amended to read as follows:

19 "2-40-401. Definitions.

20 As used in this subchapter, unless the context otherwise requires:

21 (1) Approved incineration means a method of incineration approved by  
22 the commission;

23 (2) Commission means the Arkansas Livestock and Poultry Commission  
24 created by § 2-33-101;

25 (3) Fowl carcasses means carcasses of fowl which died as the result  
26 of sickness, suffocation, accident, or from any cause other than intentional  
27 slaughter;

28 (4) Responsible person means the person who has the direct  
29 responsibility for the day-to-day care of the fowl involved;

30 (5) Fowl shall include all domesticated avian species."

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32 SECTION 2. Arkansas Code 2-40-403 is amended to read as follows:

33 "2-40-403. Requirements.

34 The Commission shall, by regulation, specify acceptable methods for the  
35 disposal of fowl carcasses including but not limited to: (1) composting of

1 carcasses; (2) cremation or incineration; (3) extrusion; (4) on-farm freezing;  
2 (5) rendering; and (6) cooking for swine feed."

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4 SECTION 3. Arkansas Code 2-40-404 is amended to read as follows:

5 "2-40-404. Specifications.

6 The Commission shall, by regulation, specify acceptable methods of the  
7 disposal of fowl carcasses in the event of a major die-off."

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9 SECTION 4. All provisions of this act of a general and permanent nature  
10 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
11 Revision Commission shall incorporate the same in the Code.

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13 SECTION 5. If any provision of this act or the application thereof to  
14 any person or circumstance is held invalid, such invalidity shall not affect  
15 other provisions or applications of the act which can be given effect without  
16 the invalid provision or application, and to this end the provisions of this  
17 act are declared to be severable.

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19 SECTION 6. All laws and parts of laws in conflict with this act are  
20 hereby repealed.

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22 SECTION 7. EMERGENCY. It is hereby found and determined by the General  
23 Assembly that eliminating the use of disposal pits is essential for  
24 effectively and efficiently protecting the health and well being of the  
25 public. Therefore, an emergency is hereby declared to exist and this act  
26 being necessary for the preservation of the public peace, health and safety  
27 shall be in full force and effect from and after its passage and approval.

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