

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 84th General Assembly  
3 Regular Session, 2003

# A Bill

HOUSE BILL 2498

4  
5 By: Representative Thomason  
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## For An Act To Be Entitled

8  
9 AN ACT TO REPEAL THE REQUIREMENT THAT CLASS 1 AND  
10 CLASS 3C LANDFILLS INSTALL AND USE WEIGHT SCALES;  
11 TO REPEAL THE REQUIREMENT THAT CLASS 1 AND CLASS  
12 3C LANDFILLS REPORT THE WEIGHT OF SOLID WASTE  
13 RECEIVED AT THE LANDFILL; TO REPEAL THE  
14 REQUIREMENT THAT CLASS 1 AND CLASS 3C LANDFILLS  
15 CALCULATE DISPOSAL FEES BASED ON WEIGHT OF SOLID  
16 WASTE RECEIVED AT THE LANDFILL; TO AMEND ARKANSAS  
17 CODE § 8-8-1003 TO CONFORM WITH ARKANSAS CODE §  
18 8-6-606; AND FOR OTHER PURPOSES.  
19

## Subtitle

20  
21 AN ACT TO REPEAL THE REQUIREMENT THAT  
22 ALL CLASS 1 AND CLASS 3C LANDFILLS  
23 INSTALL AND USE WEIGHT SCALES.  
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26 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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28 SECTION 1. Arkansas Code § 8-6-606(a)(2), concerning landfill disposal  
29 fees, is amended to read as follows:

30 (2) If a landfill permittee ~~is required or~~ chooses to operate on  
31 a weight basis, the landfill disposal fee shall be one dollar and fifty cents  
32 (\$1.50) for each one (1) ton of two thousand pounds (2,000 lbs.) of solid  
33 waste received at the landfill.  
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35 SECTION 2. Arkansas Code § 8-6-606(d), concerning landfill disposal  
36 fees, is repealed:



1           ~~(d)(1) By January 1, 2004, all permitted facilities identified by~~  
2 ~~regulation of the Arkansas Pollution Control and Ecology Commission as Class~~  
3 ~~1 and Class 3C landfills, except those permitted landfills that shall comply~~  
4 ~~with closure requirements before January 1, 2005, shall install scales and~~  
5 ~~commence weighing all solid waste received at the landfill.~~

6           ~~(2) Class 1 and Class 3C landfills shall be required to weigh~~  
7 ~~all loads in excess of one (1) ton of two thousand pounds (2,000 lbs.),~~  
8 ~~unless otherwise authorized in writing by the Arkansas Department of~~  
9 ~~Environmental Quality. This provision authorizes Class 1 and Class 3C~~  
10 ~~landfills to estimate weights for residential and other similar loads~~  
11 ~~weighing less than one (1) ton of two thousand pounds (2,000 lbs.).~~

12           ~~(3) Class 1 and Class 3C landfills shall install and operate~~  
13 ~~scales for the purpose of weighing solid waste received at the landfill and~~  
14 ~~shall maintain and operate the scales in accordance with the United States~~  
15 ~~Department of Agriculture standards.~~

16           ~~(4) Except as provided in subdivisions (d)(1) and (d)(2) of this~~  
17 ~~section, beginning January 1, 2004:~~

18           ~~(A) All quarterly reports required by this subchapter to~~  
19 ~~be submitted by Class 1 and Class 3C landfill permittees to the Arkansas~~  
20 ~~Department of Environmental Quality shall accurately state the total weight~~  
21 ~~of solid waste received at the landfill, and the total weight of solid waste~~  
22 ~~received at the landfill shall be based upon the recorded weight scale~~  
23 ~~measurements; and~~

24           ~~(B) The recorded weight scale measurements of solid waste~~  
25 ~~received at Class 1 and Class 3C landfills shall be used to calculate the~~  
26 ~~solid waste disposal fees payable to the Arkansas Department of Environmental~~  
27 ~~Quality by Class 1 and Class 3C landfill permittees.~~

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