

1 State of Arkansas  
2 93rd General Assembly  
3 Regular Session, 2021  
4

As Engrossed: S1/25/21

# A Bill

SENATE BILL 21

5 By: Senator D. Wallace  
6 By: Representatives Rye, M. Hodges  
7

## For An Act To Be Entitled

9 AN ACT TO EXCLUDE MILL SCALE AND SLAG FROM THE  
10 DEFINITION OF "SOLID WASTE" IN THE ARKANSAS SOLID  
11 WASTE MANAGEMENT ACT AND THE SOLID WASTE MANAGEMENT  
12 AND RECYCLING FUND ACT; TO ADD A DEFINITION FOR "MILL  
13 SCALE AND SLAG"; AND FOR OTHER PURPOSES.  
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## Subtitle

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17 TO EXCLUDE MILL SCALE AND SLAG FROM THE  
18 DEFINITION OF "SOLID WASTE" IN THE  
19 ARKANSAS SOLID WASTE MANAGEMENT ACT AND  
20 THE SOLID WASTE MANAGEMENT AND RECYCLING  
21 FUND ACT; AND TO ADD A DEFINITION FOR  
22 "MILL SCALE AND SLAG".  
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25 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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27 SECTION 1. Arkansas Code § 8-6-203(9), concerning the definition of  
28 "solid waste" within the Arkansas Solid Waste Management Act, is amended to  
29 read as follows:

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

36 (B) "Solid waste" does not include ~~solid~~.



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

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

6                    (iii) Source material, special nuclear material, or  
7 ~~by-products~~ byproduct material as defined by the Atomic Energy Act of 1954,  
8 42 U.S.C. § 2011 et seq.; or

9                    (iv) Mill scale and slag;

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

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

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

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

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

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

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

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

36                    (iii) Source material, special nuclear material, or

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

3 (iv) Mill scale and slag;  
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6 SECTION 4. Arkansas Code § 8-6-603, concerning definitions within the  
7 Solid Waste Management and Recycling Fund Act, is amended to add an  
8 additional subdivision to read as follows:

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

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

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16 /s/D. Wallace  
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