

1 State of Arkansas As Engrossed: S2/21/19 S3/7/19 S3/14/19  
2 92nd General Assembly **A Bill**  
3 Regular Session, 2019

SENATE BILL 377

4  
5 By: Senators Irvin, *Flippo*  
6 By: Representatives *M. Gray, McNair*

7  
8 **For An Act To Be Entitled**

9 AN ACT TO AMEND THE LAW CONCERNING THE COLLECTION AND  
10 DISTRIBUTION OF SOLID WASTE DISPOSAL AND  
11 *TRANSPORTATION FEES; TO PROVIDE FUNDING FOR UNPAVED*  
12 *ROADS; AND FOR OTHER PURPOSES.*

13  
14  
15 **Subtitle**

16 TO AMEND THE LAW CONCERNING THE  
17 COLLECTION AND DISTRIBUTION OF SOLID  
18 WASTE DISPOSAL AND TRANSPORTATION FEES.

19  
20  
21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

22  
23 SECTION 1. Arkansas Code § 8-6-607 is amended to read as follows:  
24 8-6-607. Collection of fees.

25 ~~Fees imposed under the separate provisions of this subchapter shall be~~  
26 ~~collected as follows~~ (a) On or before January 15, April 15, July 15, and  
27 October 15 of each year, each landfill permittee and each solid waste  
28 transporter shall:

29 (1) ~~Each landfill permittee and each solid waste transporter~~  
30 ~~shall submit~~ Submit to the Arkansas Department of Environmental Quality ~~on or~~  
31 ~~before January 15, April 15, July 15, and October 15 of each year~~ a quarterly  
32 report that accurately states the total weight or volume of solid waste  
33 received at the landfill or transported out of state during the quarter just  
34 completed; and

35 (2) ~~On or before January 15, April 15, July 15, and October 15~~  
36 ~~of each year, each landfill permittee and solid waste transporter shall pay~~



1 Pay to the department the full amount of disposal and transportation fees  
2 imposed and collected under this subchapter due for the preceding quarter  
3 just completed.

4 ~~(3)~~ (b)(1) Except as provided in subdivisions ~~(4)(b)(2)~~ and  
5 ~~(5)(3)~~ of this section, the disposal and transportation fees collected under  
6 this section shall be special revenues and shall be deposited into the State  
7 Treasury to the credit of the Solid Waste Management and Recycling Fund for  
8 administrative support of the Compliance Advisory Panel.

9 ~~(4)(A)(2)~~ (2) Twenty-five percent (25%) of the disposal fees  
10 collected under subsection (a) of this section from landfills ~~where in which~~  
11 a private industry bears the expense of operating and maintaining the  
12 landfill solely for the disposal of wastes generated by the private industry  
13 shall be deposited quarterly into a ~~special revenue fund to be created on the~~  
14 ~~books of the Treasurer of State, the Auditor of State, and the Chief Fiscal~~  
15 ~~Officer of the State and to be known as the "Marketing Recyclables Program~~  
16 ~~Fund"~~ the Marketing Recyclables Program Fund.

17 ~~(B)~~ The Marketing Recyclables Program Fund shall be  
18 administered by the department and used by the panel for the administration  
19 and performance of the panel's duties; and

20 ~~(5)(3)~~ Beginning July 1, 2013, excluding Except for the disposal  
21 fees that are to be deposited into the Marketing Recyclables Program Fund  
22 under subdivision ~~(4)(b)(2)~~ of this section, the first one hundred fifty  
23 thousand dollars (\$150,000) of the fees collected each fiscal year under this  
24 section shall be deposited into the State Treasury and credited to the Crime  
25 Information System Fund to be used exclusively for the scrap metal logbook  
26 program, before disbursing moneys to the regional solid waste management  
27 boards, the department shall deposit the following moneys into the following  
28 funds each fiscal year:

29 (A) One hundred fifty thousand dollars (\$150,000) into the  
30 Crime Information System Fund to be used exclusively for the scrap metal  
31 logbook program; and

32 (B) Three hundred thousand dollars (\$300,000) into the  
33 Arkansas Unpaved Roads Program Fund.

34  
35 SECTION 2. Arkansas Code § 8-9-104, concerning the definitions related  
36 to recycling, is amended to add an additional subdivision to read as follows:

