

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

A Bill

ACT 250 OF 1993
SENATE BILL 324

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

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

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

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

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"2-40-401. Definitions.

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

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(1) Approved incineration means a method of incineration approved by the

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commission;

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(2) Commission means the Arkansas Livestock and Poultry Commission created by

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§ 2-33-101;

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(3) Fowl carcasses means carcasses of fowl which died as the result of sickness,

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suffocation, accident, or from any cause other than intentional slaughter;

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(4) Responsible person means the person who has the direct responsibility for the

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day-to-day care of the fowl involved;

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

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

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"2-40-403. Requirements.

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The Commission shall, by regulation, specify acceptable methods for the disposal of

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fowl carcasses including but not limited to: (1) composting of carcasses; (2) cremation or

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incineration; (3) extrusion; (4) on-farm freezing; (5) rendering; and (6) cooking for swine

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feed."

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

"2-40-404. Specifications.

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

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

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

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

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

APPROVED: 02/26/93