

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

A Bill

ACT 529 OF 1993
HOUSE BILL 1455

4 **By: Representative Flanagin, Wagner and Walker**

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For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE §8-9-404 TO PROVIDE AN
9 EXCEPTION TO THE FEE IMPOSED ON IMPORTED WASTE TIRES; AND
10 FOR OTHER PURPOSES."

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Subtitle

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13 "TO PROVIDE AN EXCEPTION TO THE FEE IMPOSED ON IMPORTED
14 WASTE TIRES."

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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 §8-9-404(d) is amended to read as follows:

19 "(d) In addition to the fee imposed on new tires, a fee shall be
20 imposed at the rate of one dollar (\$1.00) on all waste tires that are imported
21 into Arkansas. *Subject to authorization by the Pollution, Control and Ecology*
22 *Commission this* fee shall not apply if the waste tires are being imported to a
23 permitted waste tire processing facility.

24 (1) The fee imposed shall be paid by the importer to the
25 Department of Finance and Administration in accordance with §26-18-101 et seq.
26 and any regulations promulgated by the Department of Finance and
27 Administration.

28 (2) The Department of Finance and Administration shall deposit
29 the proceeds of this fee in the State Treasury as special revenues and shall
30 credit the proceeds to the special fund created on the books of the State
31 Treasurer, the State Auditor, and the Chief Fiscal Officer of the State to be
32 known as the Waste Tire Grant Fund, as described in subsection (b) of this
33 section."

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35 SECTION 2. All provisions of this act of a general and permanent nature
36 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code

1 Revision Commission shall incorporate the same in the Code.

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3 SECTION 3. If any provision of this act or the application thereof to
4 any person or circumstance is held invalid, such invalidity shall not affect
5 other provisions or applications of the act which can be given effect without
6 the invalid provision or application, and to this end the provisions of this
7 act are declared to be severable.

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9 SECTION 4. All laws and parts of laws in conflict with this act are
10 hereby repealed.

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/s/P. Flanagan, et al

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APPROVED: 03-16-93

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