

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 83rd General Assembly
3 Regular Session, 2001
4

A Bill

Act 1376 of 2001
SENATE BILL 970

5 By: Senator Gwatney
6
7

For An Act To Be Entitled

9 AN ACT DIRECTING THE ARKANSAS DEPARTMENT OF
10 ENVIRONMENTAL QUALITY TO DEVELOP A STATEWIDE
11 SOLID WASTE MANAGEMENT PLAN; AND FOR OTHER
12 PURPOSES.
13

Subtitle

14 AN ACT DIRECTING THE ARKANSAS DEPARTMENT
15 OF ENVIRONMENTAL QUALITY TO DEVELOP A
16 STATEWIDE SOLID WASTE MANAGEMENT PLAN.
17
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. Arkansas Code Title 8, Chapter 6 is amended to add an
23 additional subchapter to read as follows:

24 8-6-1901. Title

25 This subchapter may be known and cited as the "Statewide Solid Waste
26 Management Plan Act".
27

28 8-6-1902. Findings.

29 The General Assembly makes the following findings:

30 (1) The Arkansas Department of Environmental Quality has been charged
31 by the General Assembly with the responsibility of developing a statewide
32 solid waste management plan which, where feasible, gives emphasis to regional
33 planning;

34 (2) The difficult task of addressing the complex solid waste needs of
35 the state on a regional basis has been accomplished by creating regional
36 solid waste management boards;

1 (3) The need for a Statewide Solid Waste Management Plan remains; and
 2 (4) The development and implementation of a Statewide Solid Waste
 3 Management Plan is necessary to protect the public health and the state's
 4 environmental quality and maximize the efficiency of regional solid waste
 5 management systems.

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 7 8-6-1903. Definitions.

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

9 (1) "Board" or "regional board" means a regional solid waste management
 10 board established pursuant to Title 8, Chapter 6, Subchapter 7;

11 (2) "Commission" means the Arkansas Pollution Control and Ecology
 12 Commission; and

13 (3) "Department" means the Arkansas Department of Environmental
 14 Quality.

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 16 8-6-1904. Statewide Solid Waste Management Plan.

17 (a) The Arkansas Department of Environmental Quality shall develop a
 18 Statewide Solid Waste Management Plan to establish minimum requirements for
 19 all regional solid waste management plans, including requirements for:

20 (1) Strategic planning;

21 (2) Reporting;

22 (3) Public notice and participation;

23 (4) Services; and

24 (5) Solutions to problems and issues.

25 (b) Each regional solid waste management board shall develop a solid
 26 waste management plan, for departmental review and approval, that includes
 27 the minimum requirements contained in the Statewide Solid Waste Management
 28 Plan within one (1) year after the Statewide Solid Waste Management Plan
 29 becomes final. This new plan shall replace any existing regional solid waste
 30 management plan previously developed, pursuant to § 8-6-717.

31 (c) Failure of any regional solid waste management board to develop or
 32 implement any requirement contained in the Statewide Solid Waste Management
 33 Plan shall subject the regional solid waste management board to:

34 (1) The penalty and enforcement provisions contained in the
 35 Arkansas Solid Waste Management Act, § 8-6-204; or

36 (2) Denial, discontinuation, or reimbursement of any funding

1 administered by the department to the regional solid waste management board.

2 (d) The Arkansas Pollution Control and Ecology Commission may adopt
3 reasonable rules and regulations necessary to implement or effectuate the
4 purposes and intent of this subchapter.

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7 **APPROVED: 4/5/2001**
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