

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 206 of 2001
HOUSE BILL 1240

5 By: Representative Ledbetter
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For An Act To Be Entitled

9 AN ACT TO AMEND ARKANSAS CODE 8-7-905 TO PROVIDE THE
10 RIGHT TO APPEAL DECISIONS RELATING TO THE ARKANSAS
11 PETROLEUM STORAGE TANK TRUST FUND TO THE ARKANSAS
12 POLLUTION CONTROL AND ECOLOGY COMMISSION; AND FOR
13 OTHER PURPOSES.
14

Subtitle

15 TO PROVIDE THE RIGHT TO APPEAL DECISIONS
16 RELATING TO THE ARKANSAS PETROLEUM
17 STORAGE TANK TRUST FUND TO THE ARKANSAS
18 POLLUTION CONTROL AND ECOLOGY
19 COMMISSION.
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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25 SECTION 1. Arkansas Code 8-7-905 is amended by adding an additional
26 subsection to read as follows:

27 (i) An owner or operator who considers himself injured in his business,
28 person or property by a final decision of the director or his delegatee under
29 this subchapter, may, within thirty (30) days after the date of the final
30 decision of the director or his delegatee, appeal the decision to the
31 commission. The procedures of the Arkansas Department of Environmental
32 Quality and the Arkansas Pollution Control and Ecology Commission for issuance
33 of rules and regulations, conduct of hearings, notice, power of subpoena,
34 right of appeal, presumptions, finality of actions, and related matters shall
35 be as provided in §§ 8-4-202, 8-4-210 - 8-4-214, and 8-4-218 - 8-4-229, and
36 rules and regulations applicable to administrative procedures of the

1 department and commission to the extent they are not in conflict with the
2 provisions of this subchapter.

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5 APPROVED: 2/9/2001
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