

1 State of Arkansas *As Engrossed: S3/17/15 H3/30/15*

2 90th General Assembly

# A Bill

3 Regular Session, 2015

SENATE BILL 863

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5 By: Senator B. King

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## For An Act To Be Entitled

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AN ACT TO AMEND THE LAW CONCERNING CONTROLLED BURNS;

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AND FOR OTHER PURPOSES.

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## Subtitle

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TO AMEND THE LAW CONCERNING CONTROLLED

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BURNS.

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17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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19 *SECTION 1. Arkansas Code Title 14, Chapter 16, Subchapter 1, is*  
20 *amended to add an additional section to read as follows:*

21 *14-16-117. Controlled burns.*

22 *A property owner may conduct a controlled burn of a residence or*  
23 *structure on the property owner's property in the county if:*

24 *(1) The property owner applies to the quorum court of that*  
25 *county and the fire department that is responsible for providing fire*  
26 *protection services for the property for approval to conduct the controlled*  
27 *burn;*

28 *(2) The application under subdivision (1) of this section is*  
29 *approved by the quorum court and the fire department; and*

30 *(3) Before the approval under subdivision (2) of this section,*  
31 *the property owner demonstrates to the quorum court and the fire department*  
32 *that:*

33 *(A) The property owner has complied with applicable state*  
34 *and federal environmental laws and regulations regarding asbestos abatement;*

35 *(B) The property owner ensures that the residence or*  
36 *structure is free of asbestos-containing materials, is free of contents, and*



1 otherwise demonstrates compliance with applicable state and federal  
2 environmental laws and regulations regarding hazardous wastes; and  
3 (C) Provisions are made for the proper disposal of any  
4 remaining debris.

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6 /s/B. King

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9 **APPROVED: 04/08/2015**  
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