

# Rules by Subject Matter Interim Committee Recommendations

|   | Promulgated Date | Effective Date | Filed w/ SOS Date | Last Revision Date |
|---|------------------|----------------|-------------------|--------------------|
| <b>Southwest Arkansas Regional Solid Waste Management District</b>  |                  |                |                   |                    |
| Refer for Group Consideration   |                  |                |                   |                    |
| Certificate of Need Review for Solid Waste Landfill Facilities  |                  |                |                   | ID#: 10742         |
| Statutory Authority: Section 4 of Act 870 of 1989   | 10/01/1999       | 10/01/1999     | 10/01/1999        | 08/01/2014         |
| <input checked="" type="checkbox"/> Required under State or Federal Law: Section 4 of Act 870 of 1989   |                  |                |                   |                    |
| Requirement Statement: The Southwest Arkansas Regional Solid Waste Management Board (SWARSWMB) is the designated Board, to conduct the solid waste planning and management responsibilities mandated in Section Four (4) of Arkansas Act 870 of 1989. This Board has been duly designated under the terms and conditions prescribed in Section Three (3) of Section Nine (9), as applicable, of Act 870 of 1989, and its jurisdictional boundaries include: Calhoun, Columbia, Dallas, Miller, Ouachita and Union Counties; and the incorporated places of Bearden, Camden, Carthage, Chidester, East Camden, El Dorado, Emerson, Felsenthal, Fordyce, Fouke, Fulton, Garland, Huttig, Junction City, Louann, Magnolia, McNeil, Norphlet, Reader, Smackover, Sparkman, Stephens, Strong, Taylor, Texarkana, Thornton, and Tinsman.                                      |                  |                |                   |                    |
| Enforce: The Southwest Arkansas Regional Solid Waste Management Board (SWARSWMB) is the designated Board, to conduct the solid waste planning and management responsibilities mandated in Section Four (4) of Arkansas Act 870 of 1989. This Board has been duly designated under the terms and conditions prescribed in Section Three (3) of Section Nine (9), as applicable, of Act 870 of 1989, and its jurisdictional boundaries include: Calhoun, Columbia, Dallas, Miller, Ouachita and Union Counties; and the incorporated places of Bearden, Camden, Carthage, Chidester, East Camden, El Dorado, Emerson, Felsenthal, Fordyce, Fouke, Fulton, Garland, Huttig, Junction City, Louann, Magnolia, McNeil, Norphlet, Reader, Smackover, Sparkman, Stephens, Strong, Taylor, Texarkana, Thornton, and Tinsman.  |                  |                |                   |                    |
| Subject Matter Committee: Public Health, Welfare and Labor Committees   |                  |                |                   |                    |
| Link to Rule Document: <a href="http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/15/Rules/10742/Final/Certificate of Need - Final Copy 8-19-14.pdf">http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/15/Rules/10742/Final/Certificate of Need - Final Copy 8-19-14.pdf</a>  |                  |                |                   |                    |
| District Solid Waste Management & Recycling Fund - Levying District-Wide Per-Capita Fee   |                  |                |                   | ID#: 10743         |
| Statutory Authority: rk. Code Ann. 8-6-710 Solid Waste Authority  | 05/05/1994       | 05/05/1994     | 05/05/1994        | 08/01/2014         |
| <input type="checkbox"/> Required under State or Federal Law: (none)  |                  |                |                   |                    |
| Requirement Statement: (none)   |                  |                |                   |                    |
| Enforce: Ark. Code Ann. 8-6-704. (Boards-Powers and Duties) Act 752 of 1991 established a system of regional solid waste management and planning in Arkansas, forming regional solid waste management districts and describing their powers, duties and responsibilities. The regional solid waste management districts are responsible for planning, studying and evaluation the solid waste management needs of their areas and publishing regional needs assessments and regional solid waste management plans which then guide decisions for solid waste management systems development and operation. In order to carry out these duties and powers, the Board must be able to pay for the overhead, maintenance and operation of the office, pay for the services of the contracts into which it enters, to purchase the insurance, and to pay the professionals. |                  |                |                   |                    |
| Subject Matter Committee: Public Health, Welfare and Labor Committees   |                  |                |                   |                    |
| Link to Rule Document: <a href="http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/15/Rules/10743/Final/District Wide Per Capita - Final Copy 8-19-14 -2.pdf">http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/15/Rules/10743/Final/District Wide Per Capita - Final Copy 8-19-14 -2.pdf</a>  |                  |                |                   |                    |
| Permitting Program for Solid Waste Haulers  |                  |                |                   | ID#: 10749         |
| Statutory Authority: Act 752 of 1991  | 01/01/1994       | 01/01/1994     | 01/01/1994        | 08/01/2014         |
| <input checked="" type="checkbox"/> Required under State or Federal Law: Act 752 of 1991  |                  |                |                   |                    |
| Requirement Statement: Purpose: to better control and monitor the solid waste system, the Southwest Arkansas Regional Solid Waste Management Board, as required by Act 752 of 1991, enacts and will enforce the following rules and regulations for the licensing of all haulers of solid waste in the District. Requirements for licensing are based on the minimum standards published in Revised Regulation 22 (May 1992) of the Arkansas Solid Waste Management Code.   |                  |                |                   |                    |
| Enforce: Purpose: to better control and monitor the solid waste system, the Southwest Arkansas Regional Solid Waste Management Board, as required by Act 752 of 1991, enacts and will enforce the following rules and regulations for the licensing of all haulers of solid waste in the District. Requirements for licensing are based on the minimum standards published in Revised Regulation 22 (May 1992) of the Arkansas Solid Waste Management Code.   |                  |                |                   |                    |
| Subject Matter Committee: Public Health, Welfare and Labor Committees   |                  |                |                   |                    |
| Link to Rule Document: <a href="http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/15/Rules/10749/Final/Permitting Program - Final Copy 8-19-14 -2.pdf">http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/15/Rules/10749/Final/Permitting Program - Final Copy 8-19-14 -2.pdf</a>  |                  |                |                   |                    |

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| <b>Recycling and Ewaste Fund Policies and Procedures</b>   |                  |                |                   | ID#: 10750         |
| Statutory Authority: Act 133 of 2013<br><input checked="" type="checkbox"/> Required under State or Federal Law: Act 133 of 2013<br>Requirement Statement: Recycling:<br>Act 133 of 2013 eliminated the Recycling Grant Program under the Solid Waste Management & Recycling Fund Act and provided for an alternate means of distributing these funds. Funds collected under the provisions of Ark. Code Ann § 8-6-607 and deposited into the State Treasury to the Credit of the Solid Waste Management and Recycling Fund, less up to twenty percent (20%) for administrative support for Arkansas Department of Environmental Quality (ADEQ), shall be allocated annually to each of the approved Regional Solid Waste Management Districts (Districts). Funds shall be disbursed to each Regional Solid Waste Management District no later than September 1 of each year. These funds are now to be administered by the Regional Solid Waste Management District and not ADEQ.<br>Computer and Electronic Recycling:<br>Pursuant to Act 1410 of 2001 and Act 970 of 2005, codified as Arkansas Code Annotated (A.C.A) § 25-34-101 et al, there is established on the books of the Treasurer of the State, and Chief Fiscal Officer of the State, a fund known as the Computer and Electronic Recycling Fund. The Computer and Electronic Funds shall be disbursed annually to each Regional Solid Waste Management District following the end of each fiscal year. This grants program will be known by its short title: E-Waste.<br>Enforce: Recycling: Act 133 of 2013 eliminated the Recycling Grant Program under the Solid Waste Management & Recycling Fund Act and provided for an alternate means of distributing these funds. Funds collected under the provisions of Ark. Code Ann § 8-6-607 and deposited into the State Treasury to the Credit of the Solid Waste Management and Recycling Fund, less up to twenty percent (20%) for administrative support for Arkansas Department of Environmental Quality (ADEQ), shall be allocated annually to each of the approved Regional Solid Waste Management Districts (Districts). Funds shall be disbursed to each Regional Solid Waste Management District no later than September 1 of each year. These funds are now to be administered by the Regional Solid Waste Management District and not ADEQ. Computer and Electronic Recycling: Pursuant to Act 1410 of 2001 and Act 970 of 2005, codified as Arkansas Code Annotated (A.C.A) § 25-34-101 et al, there is established on the books of the Treasurer of the State, and Chief Fiscal Officer of the State, a fund known as the Computer and Electronic Recycling Fund. The Computer and Electronic Funds shall be disbursed annually to each Regional Solid Waste Management District following the end of each fiscal year. This grants program will be known by its short title: E-Waste.<br><br>Subject Matter Committee: Public Health, Welfare and Labor Committees<br><br>Link to Rule Document: <a href="http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/15/Rules/10750/Final/Recycling&amp;E-Waste Policies - 2.pdf">http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/15/Rules/10750/Final/Recycling&amp;E-Waste Policies - 2.pdf</a> | 09/01/2013       | 09/01/2013     | 09/01/2013        | 05/01/2016         |