

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 94 of 2001
HOUSE BILL 1055

5 By: Representatives Hunt, Seawel, Bond, Bolin
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For An Act To Be Entitled

9 AN ACT TO AMEND ARKANSAS CODE 8-9-101 TO SET NEW GOALS
10 FOR RECYCLING FOR THE STATE OF ARKANSAS; TO AMEND
11 ARKANSAS CODE 8-9-104 TO DEFINE MUNICIPAL SOLID WASTE;
12 AND FOR OTHER PURPOSES.
13

Subtitle

14 TO SET NEW RECYCLING GOALS FOR THE STATE
15 OF ARKANSAS AND DEFINE MUNICIPAL SOLID
16 WASTE.
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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 8-9-101 is amended to read as follows:
23 8-9-101. Policy.

24 It is the policy of the State of Arkansas to encourage and promote
25 recycling in order to conserve our natural resources, conserve energy, and
26 preserve landfill space. In furtherance of this policy, the State of Arkansas
27 adopts as a goal in the new century the recycling of thirty percent (30%) of
28 the 1991 municipal solid waste stream by 1995, and forty percent (40%) by the
29 year 2000 forty percent (40%) of its municipal solid waste by 2005, and forty-
30 five percent (45%) of its municipal solid waste by 2010, as shall be
31 determined by the department by regulation.
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33 SECTION 2. Arkansas Code 8-9-104(a) is amended to read as follows:

34 (a) As used in this chapter, unless the context otherwise requires:

35 (1) "Commission" means the Arkansas Pollution Control and Ecology
36 Commission;

1 (2) "Department" means the Arkansas Department of Environmental
2 Quality;

3 (3) "Materials in the recycling process" means ferrous and
4 nonferrous metals diverted or removed from the solid waste stream so that they
5 may be reused, as long as such materials are processed or handled using
6 reasonably available processing equipment and control technology, as
7 determined by the Director of the Arkansas Department of Environmental
8 Quality, taking cost into account, and a substantial amount of the materials
9 are consistently utilized to manufacture a product which otherwise would have
10 been produced using virgin material;

11 (4) "Recyclable materials" or "recyclables" means those materials
12 from the solid waste stream that can be recovered for reuse in present or
13 reprocessed form;

14 (5) "Recyclable materials collection center" or "collection
15 center" means a facility which receives or stores recyclable materials prior
16 to timely transportation to material recovery facilities, markets for
17 recycling, or disposal;

18 (6) "Recycling" means the systematic collection, sorting,
19 decontaminating, and returning of waste materials to commerce as commodities
20 for use or exchange;

21 (7) "Solid waste" shall have the same meaning as provided by § 8-
22 6-702;

23 (8) "Solid waste board" or "board" means a regional solid waste
24 management board or its successor created under § 8-6-701 et seq.;

25 (9) "Solid waste district" or "district" means a regional solid
26 waste management district or its successor created under § 8-6-701 et seq.;

27 (10) "Source separation" means the act or process of removing a
28 particular type of recyclable material from the solid waste stream at the
29 point of generation or at a point under control of the generator for the
30 purpose of collection and recycling; ~~and~~

31 (11) "Yard waste" means grass clippings, leaves, and shrubbery
32 trimmings; and

33 (12) "Municipal solid waste" means waste, including yard waste,
34 produced by individuals, public entities, agriculture, and businesses,
35 including waste not traditionally included in the recycling rate calculation,
36 that is by its nature eligible for disposal in a municipal solid waste

1 landfill.

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APPROVED: 2/6/2001

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