

**ARKANSAS SENATE**  
85th General Assembly - Regular Session, 2005  
**Amendment Form**

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**Subtitle of Senate Bill No. 176**

"TO ALLOW REGIONAL SOLID WASTE DISTRICTS TO EMPLOY ENVIRONMENTAL  
OFFICERS WITH THE SAME AUTHORITY AS COUNTY ENVIRONMENTAL OFFICERS."

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**Amendment No. 2 to Senate Bill No. 176.**

Amend Senate Bill No. 176 as engrossed, S2/1/05 (version: 02-01-2005 08:53):

Page 2, delete line 19 and substitute:  
"environmental protection.

SECTION 2. Arkansas Code § 8-6-704(b), regarding the powers and duties of regional solid waste management boards, is amended to read as follows:

(b)(1) The regional solid waste management boards may:

~~(1)(A)~~ Apply for such permits, licenses, certificates, or approvals as may be necessary to construct, maintain, and operate any portion of a solid waste management system and to obtain, hold, and use licenses, permits, certificates, or approvals in the same manner as any other person or operating unit of any other person;

~~(2)(B)~~ Employ such engineers, architects, attorneys, real estate counselors, appraisers, financial advisors, and other consultants and employees as may be required in the judgment of the district and fix and pay their compensation from funds available to the district therefor; ~~and~~

~~(3)(C)~~ Purchase all kinds of insurance, including, but not limited to, insurance against tort liability, business interruption, and risks of damage to property; and

(D) Employ an environmental officer who may:

(i) Inspect all landfills;

(ii) Inspect other solid waste facilities;

(iii) Inspect waste haulers and other vehicles;

(iv) Insure compliance with all district

regulations;

(v) Collect evidence of noncompliance and present the evidence to the prosecuting attorney; or

(vi) Issue citations for the violation of any regulation throughout the district.

(2)(A) If a regional solid waste management board employs an environmental officer under this subsection (b), then the environmental officer may complete the training course for law enforcement officers at the Arkansas Law Enforcement Training Academy.



(B) After satisfactory completion of the training course, the environmental officer shall be a law enforcement officer.

(C) After satisfactory completion of the training course, the environmental officer may:

(i) Carry firearms;

(ii) Execute and serve a warrant or other processes issued under the authority of the district and related to violations of district regulations; and

(iii) Make arrests and issue citations for violations of district regulations regarding environmental protection.”

The Amendment was read the first time, rules suspended and read the second time and \_\_\_\_\_

By: Senator Madison  
JSE/JSE - 02-16-2005 10:21  
JSE230

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Secretary