

Hall of the House of Representatives
94th General Assembly - Regular Session, 2023
Amendment Form

Subtitle of House Bill No. 1234

TO AMEND THE USED TIRE RECYCLING AND ACCOUNTABILITY ACT; TO COMMERCIALIZE THE
USED TIRE RECYCLING AND ACCOUNTABILITY PROGRAM; TO CREATE THE ARKANSAS
COMMERCE TIRE PROGRAM ACT; AND TO DECLARE AN EMERGENCY.

Amendment No. 1 to House Bill 1234

Amend House Bill No. 1234 as originally introduced:

Page 1, delete line 27, and substitute the following:

"SECTION 1. Arkansas Code § 8-6-718 is repealed.

~~8-6-718. Waste tire collection center.~~

~~Beginning July 1, 1993, each regional solid waste management board shall establish a waste tire collection center at which residents of the regional solid waste management district may dispose of their waste motor vehicle tires at no cost except as provided by rule of the Arkansas Pollution Control and Ecology Commission or the board.~~

SECTION 2. Arkansas Code § 8-9-401 - 8-9-412 are amended to read as"

AND

Page 12, line 9, delete "~~(e)(1)(A)~~" and substitute "(c)(1)~~(A)~~"

AND

Page 12, delete line 27, and substitute the following:

~~"subsection and interest and penalties on delinquent import fees~~ This section applies to in-state and out-of-state tire wholesalers selling tires within this state.

(2) An out-of-state tire wholesaler shall pay the applicable tire environmental fees for tires sold in this state by the out-of-state tire wholesaler if, in the previous calendar year or in the current calendar year, the out-of-state tire wholesaler had aggregate sales of tires within this state or delivered to locations within this state exceeding:

(A) One hundred thousand dollars (\$100,000); or

(B) Two hundred (200) transactions."

AND



Page 28, delete line 8, and substitute the following:
"import fees, § 8-9-404;

SECTION 12. DO NOT CODIFY. TEMPORARY LANGUAGE.

(a) All moneys remaining in the Used Tire Recycling Fund at 11:59 p.m. on June 30, 2023, shall be used to pay the used tire programs for activities conducted under the Used Tire Recycling and Accountability Act, § 8-9-401 et seq., for the months of April 2023 and June 2023.

(b) Any funds remaining after the payments required under subsection (a) of this section shall remain in the Tire Environmental Abatement Fund to be used for the previous purposes under § 19-5-1148 as of June 30, 2023.

(c) Any funds collected on and after July 1, 2023, that are deposited into the Tire Environmental Abatement Fund shall be used for the purposes under § 19-5-1148 as of July 1, 2023."

AND

Appropriately renumber the sections of the bill

The Amendment was read _____
By: Representative L. Fite
CRH/CRH - 03-13-2023 13:15:17
CRH111

Chief Clerk