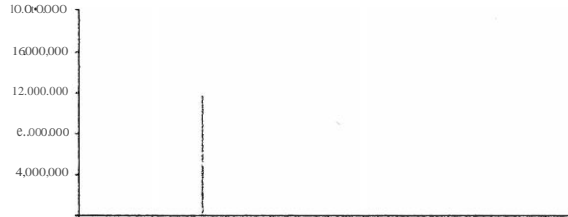


**Landfill Post-Closure Trust Fund (TLP)**

	2018	2017	2016	2015	2014	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004
Regular Salaries	143,222	108,104	238,352	246,720	287,161	284,633	290,644	269,452	272,241	261,535	265,593	263,822	237,520	215,628	200,000
Personal Services Matching	41,662	43,988	74,996	75,765	89,625	66,494	86,298	82,719	81,511	74,874	79,057	75,251	70,127	65,234	60,000
Contractual Services	11,464,184	473,730	2,425,673	1,960,953	1,521,600	65,411	47,420	172,321	184,931	385,354	237,373	22,010	1,849	17,320	5,764
Operating Expenses	236	259	42	37											
Capital Outlay											4,093				
Conference & Travel	1,656														
Kegal Dump Reclamation															
<b>Total</b>	<b>\$11,650,950</b>	<b>\$626,081</b>	<b>\$2,739,063</b>	<b>\$2,283,751</b>	<b>\$436,738</b>	<b>\$424,362</b>	<b>\$524,492</b>	<b>\$536,749</b>	<b>\$721,763</b>	<b>\$381,083</b>	<b>\$381,083</b>	<b>\$381,083</b>	<b>\$381,083</b>	<b>\$304,096</b>	<b>\$304,096</b>

\*Through April 30th

Landfill Post-Closure Trust Fund Annual Spend



8-6-714. Rents, fees, and charges.

(a)(1)(A) A regional solid waste management board may fix, charge, and collect rents, fees, and charges of no more than two dollars (\$2.00) per ton of solid waste related to the movement or disposal of solid waste within the district, including without limitation fees and charges:

- (i) Related to the district's direct involvement with the district's disposal or treatment; or
- (ii) That support the district's management of the solid waste needs of the district.

(B) The board may fix, charge, and collect fees or charges under subdivision (a)(1)(A)(ii) of this section only if the board:

- (i) Employs or otherwise makes available from another agency an enforcement officer to:
  - (a) Enforce all local ordinances, statutes, and regulations for which the district has been previously given enforcement authority regarding solid waste including the Illegal Dump Eradication and Corrective Action Program Act, § 8-6-501 et seq.; and
  - (b) Seek to prevent and to identify and eliminat illegal dump sites;
- (ii) Has a program for household hazardous waste collection and disposal; and
- (iii) Has a program for recycling that includes rural areas of the district and the recycling of bulky waste.

(2) The board may fix, charge, and collect fees or charges for solid waste generated:

(A) Within or without the district delivered to a landfill or transfer station within the district, regardless of whether the disposal facilities are owned or operated by the district; or

(B) Within the district but delivered to a location outside the district.

(3) The board may fix, charge, and collect penalties from entities that fail to timely remit rents, fees, and charges under this section.

(4) Solid waste generated within one district and

delivered to another district for disposal may be assessed a fee as follows:

(A) Either the district in which the solid waste was generated or a district in which the same solid waste is transported, stored, managed, or disposed, may assess the fee;

(B) The fee may be assessed against the generator, transporter, or disposal facility; and

(C) Each ton or cubic yard of waste may be assessed only one (1) fee.

(b) The fees created in this section do not apply to:

(1)(A) Solid waste generated by private industry if the private industry bears the expense of operating and maintaining the disposal facility for the waste; or

(B) Non-municipal solid waste generated by private industry and shipped to another state for recycling, treatment, or disposal;

(2) Solid waste recycled, used, or generated by steel mills or related facilities classified within Subsector 331 of the 2007 North American Industrial Classification System, as it existed on January 1, 2011;

(3) Recyclable materials that are transported, processed, or marketed for recycling;

(4) Organic materials that are delivered to a permitted composting facility;

(5) Materials that are removed from solid waste and processed for recycling;

(6) Waste tires processed through a district's waste tire program; or

(7) Household hazardous waste collected through a district's household hazardous waste program.

(c)(1) The fee created in subsection (a) of this section shall not exceed two dollars (\$2.00) per ton of solid waste.

(2) However, if weight tickets are not available, the fee shall be calculated on a volume basis at twenty-five cents (25¢) per uncompacted cubic yard or forty-five cents (45¢) per compacted cubic yard.

(3)(A) Districts shall determine by interlocal agreement how the districts shall:

(i) Assess and administer the fee; and

(ii) Divide the fees.

(B) If districts cannot reach an interlocal agreement regarding the division of the fees, then the fees shall

be divided equally between the districts.

(d) . The board may levy a service fee on each residence or business for which the board makes solid waste collection or disposal services available .

(e)(1)(A) The board may, by majority vote, require fees or delinquent fees to be collected with the real and personal property taxes of any county within the district.

(B) If the board elects to collect such fees in this manner, it shall so notify the county tax collector, who shall enter such fees on tax notices to be collected with the real and personal property taxes of the county.

(C) No county tax collector shall accept payment of any property taxes where the taxpayer has been billed for solid waste collection services unless the service fee is also receipted.

(2) If a property owner fails to pay the service fee, it shall become a lien on the property .

ACT 274 OF 2014

SECTION 45. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. LANDFILL POST-CLOSURE TRUST FUND.

W. The General Assembly finds that:

A growing number of regional solid waste management districts within the state are facing difficulty in funding the necessary costs of closure and post-closure care of landfills owned by the districts; and

(2) Without closure and post-closure care of landfills, irreparable harm to human health and the environment will occur.

(h) Notwithstanding § 8-6-1001 et seq. and Acts 2013, No. 1202, § 11, the Arkansas Department of Environmental Quality also may...

(1) Expend monies from the Landfill Post-Closure Trust Fund to a state-approved contractor or the regional solid waste management district to complete all actions necessary to achieve the final closure and post-closure care of a landfill owned by regional solid waste management district if the department determines that the regional solid waste management district:

(A) Has filed for protection under federal bankruptcy law;

(B) Is unable to meet its debt obligations in the ordinary course of its operations; or

(C) Is otherwise insolvent; and

(D) Institute a civil action against the regional solid waste management district and all of the entities comprising the regional solid waste management district to seek the recovery of funds expended from the Landfill Post-Closure Trust Fund under subdivision (b)(1) of this section, unless satisfactory payment arrangements are reached and agreed upon by the department with the district and the bondholders.

(E) This section is in effect only from July 1, 2014, through

*June 30, 2017.*