

State of Arkansas

77th General Assembly

Regular Session, 1989

A Bill

HOUSE BILL

1794

By: Representative Jordan

For An Act To Be Entitled

"AN ACT TO AMEND ARKANSAS CODE 8-4-103 TO ALLOW GOVERNMENTAL ENTITIES OPERATING PUBLICLY OWNED TREATMENT WORKS THE AUTHORITY TO COLLECT CIVIL OR CRIMINAL PENALTIES TO THE AMOUNT OF ONE THOUSAND DOLLARS PER DAY; AND FOR OTHER PURPOSES."

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code 8-4-103 is hereby amended by adding an additional subsection at the end thereof to read as follows:

"(e) Any governmental entity permitted to operate a Publicly Owned Treatment Works (POTW) shall have the authority, pursuant to duly promulgated ordinances or regulations, to collect in a court of competent jurisdiction civil or criminal penalties in an amount not to exceed one thousand dollars (\$1,000) for each violation by industrial users of pretreatment standards or requirements. For the purpose of this subsection, each day of a continuing violation may be deemed a separate violation."

SECTION 2. All provisions of this act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 3. All laws and parts of laws in conflict with this act are hereby repealed.