

1 State of Arkansas
2 80th General Assembly
3 Regular Session, 1995
4 By: Senator Fitch

A Bill

SENATE BILL 576

For An Act To Be Entitled

8 "AN ACT TO CREATE THE GOVERNOR_S GRAVEL MINING TASK FORCE
9 AND TO PRESCRIBE ITS MEMBERSHIP AND ITS PURPOSE; TO AMEND
10 ARKANSAS CODE 15-57-310(e); TO REPEAL ARKANSAS CODE 15-57-
11 315(14); AND FOR OTHER PURPOSES."

Subtitle

14 "TO CREATE THE GOVERNOR_S GRAVEL MINING
15 TASK FORCE AND TO PRESCRIBE ITS
16 MEMBERSHIP AND ITS PURPOSE."

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

20 SECTION 1. There is hereby created the Governor_s Gravel Mining Task
21 Force which shall be composed of the following members appointed by the
22 Governor:

- 23 (1) One (1) county judge;
- 24 (2) One (1) farmer;
- 25 (3) Two (2) persons who are actively engaged in gravel mining;
- 26 (4) One (1) representative of the Pollution Control and Ecology
27 Commission;
- 28 (5) One (1) representative of the Soil and Water Conservation
29 Commission;
- 30 (6) One (1) representative of the Game and Fish Commission;
- 31 (7) One (1) representative of the Parks, Recreation and Travel
32 Commission;
- 33 (8) One (1) representative of the Corps of Engineers;
- 34 (9) One (1) representative of the Farm Bureau Federation;
- 35 (10) One (1) representative of the Conservation District;

- 1 (11) One (1) representative the Arkansas Cattleman_s Association;
- 2 (12) One (1) representative of the Arkansas Wildlife Federation;
- 3 (13) One (1) representative of the Soil Conservation Service;
- 4 (14) One (1) representative of the Arkansas Forestry Commission;
- 5 (15) One (1) representative of the Arkansas Environmental Federation;
- 6 (16) One (1) representative of the Ozark Society;
- 7 (17) Other interested persons as may be determined by the Governor; and
- 8 (18) Two (2) members of the Arkansas Senate appointed by the President
- 9 Pro Tem of the Senate; and two (2) members of the House of Representatives
- 10 appointed by the Speaker of the House.

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12 SECTION 2. Members of the Task Force shall serve without compensation
13 or reimbursement for expenses.

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15 SECTION 3. Staff for the Governor_s Gravel Mining Task Force shall be
16 provided by the office of Governor or such other executive agency as the
17 Governor shall determine.

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19 SECTION 4. The Governor_s Gravel Mining Task Force shall make a study
20 and develop recommendations to present to the Pollution Control and Ecology
21 Commission for use by the Commission in drafting reasonable rules and
22 regulations to govern the extraction of sand and gravel from the waters of
23 this state. Such recommendations shall be designed to reduce the turbidity
24 and minimize other changes in the waters of this state which may be caused by
25 the mining of sand and gravel.

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27 SECTION 5. The Governor_s Gravel Mining Task Force shall report its
28 findings and recommendations to the Governor and to the Pollution Control and
29 Ecology Commission on or before December 31, 1995.

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31 SECTION 6. Arkansas Code 15-57-310(e) is amended to read as follows:

32 "(e) The requirements of this subchapter shall not apply to the
33 noncommercial removal of clay, bauxite, sand, gravel, or other materials from
34 lands by the owner or lessee of said lands for the exclusive use by the
35 landowner or lessee for construction, improvement, or maintenance of roads on

1 said lands."

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3 SECTION 7. Arkansas Code 15-57-315(14) is hereby repealed.

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5 SECTION 8. All provisions of this act of a general and permanent
6 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
7 Code Revision Commission shall incorporate the same in the Code.

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9 SECTION 9. If any provision of this act or the application thereof to
10 any person or circumstance is held invalid, such invalidity shall not affect
11 other provisions or applications of the act which can be given effect without
12 the invalid provision or application, and to this end the provisions of this
13 act are declared to be severable.

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15 SECTION 10. All laws and parts of laws in conflict with this act are
16 hereby repealed.

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