

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 83rd General Assembly
3 Regular Session, 2001

A Bill

SENATE BILL 114

4
5 By: Senator P. Malone
6 By: Representatives R. Smith, Stovall

For An Act To Be Entitled

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10 AN ACT TO AMEND ARKANSAS CODE 8-6-606 TO REQUIRE CLASS
11 1 AND CLASS 3C LANDFILLS TO INSTALL AND USE WEIGHT
12 SCALES, TO REQUIRE CLASS 1 AND CLASS 3C LANDFILLS TO
13 REPORT THE WEIGHT OF SOLID WASTE RECEIVED AT THE
14 LANDFILL, AND TO REQUIRE CLASS 1 AND CLASS 3C
15 LANDFILLS TO CALCULATE LANDFILL DISPOSAL FEES BASED
16 UPON THE WEIGHT OF SOLID WASTE RECEIVED AT THE
17 LANDFILL; TO AMEND ARKANSAS CODE 8-6-1003 TO CONFORM
18 TO ARKANSAS CODE 8-6-606; AND FOR OTHER PURPOSES.

Subtitle

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21 AN ACT TO REQUIRE THE INSTALLATION AND
22 USE OF WEIGHT SCALES AT CLASS 1 AND
23 CLASS 3C LANDFILLS.

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

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28 SECTION 1. Arkansas Code 8-6-606(a)(2) is amended to read as follows:

29 (2) If a landfill permittee is required to or chooses to operate on a
30 weight basis, the landfill disposal fee shall be one dollar and fifty cents
31 (\$1.50) for each ton of solid waste received at the landfill.

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33 SECTION 2. Arkansas Code 8-6-606 is amended to add an additional
34 subsection to read as follows:

35 (d)(1) By January 1, 2004, all permitted facilities identified by
36 regulation of the Arkansas Pollution Control and Ecology Commission as Class 1

1 and Class 3C landfills, except those permitted landfills that shall comply
2 with closure requirements before January 1, 2005, shall install scales and
3 commence weighing all solid waste received at the landfill.

4 (2) Class 1 and Class 3C landfills shall be required to weigh all
5 loads in excess of one ton (2,000 pounds), unless otherwise authorized in
6 writing by the Arkansas Department of Environmental Quality. This provision
7 authorizes Class 1 and Class 3C landfills to estimate weights for residential
8 and other similar loads weighing less than one ton (2,000 pounds).

9 (3) Class 1 and Class 3C landfills shall install and operate
10 scales for the purpose of weighing solid waste received at the landfill and
11 shall maintain and operate the scales in accordance with the U.S. Department
12 of Agriculture standards.

13 (4) Beginning January 1, 2004, except as provided in subdivisions
14 (d)(1) and (d)(2):

15 (A) All quarterly reports required by this subchapter to be
16 submitted by Class 1 and Class 3C landfill permittees to the Arkansas
17 Department of Environmental Quality shall accurately state the total weight of
18 solid waste received at the landfill and the total weight of solid waste
19 received at the landfill shall be based upon the recorded weight scale
20 measurements; and

21 (B) The recorded weight scale measurements of solid waste
22 received at Class 1 and Class 3C landfills shall be used to calculate the
23 solid waste disposal fees payable to the Arkansas Department of Environmental
24 Quality by Class 1 and Class 3C landfill permittees.

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26 SECTION 3. Arkansas Code 8-6-1003(a)(2) is amended to read as follows:

27 (2) If a landfill permittee is required to or chooses to operate on a
28 weight basis, the landfill disposal fee shall be one dollar (\$1.00) for each
29 ton of solid waste received at the landfill.
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