

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 86th General Assembly  
3 Regular Session, 2007  
4

# A Bill

HOUSE BILL 1514

5 By: Representative Webb  
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## For An Act To Be Entitled

9 AN ACT TO AMEND ARKANSAS CODE § 8-14-104 TO  
10 ESTABLISH MAXIMUM MERCURY LEVELS FOR ELECTRIC  
11 LIGHTING DEVICES THAT MAY BE PLACED IN A  
12 LANDFILL; AND FOR OTHER PURPOSES.  
13

## Subtitle

14 TO AMEND ARKANSAS CODE § 8-14-104 TO  
15 ESTABLISH MAXIMUM MERCURY LEVELS FOR  
16 ELECTRIC LIGHTING DEVICES THAT MAY BE  
17 PLACED IN A LANDFILL.  
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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23 SECTION 1. Arkansas Code § 8-14-104(a), concerning hazardous levels of  
24 mercury in electric lighting devices, is amended to read as follows:

25 (a) After January 1, 2006:

26 (1)(A) No public funds shall be used to install an outdoor  
27 lighting fixture unless it is shielded.

28 (B) Subdivision (a)(1)(A) of this section shall not apply  
29 to any municipality or county if the governing body of the municipality or  
30 county determines by ordinance or to a municipally owned utility if the  
31 municipal employee responsible for procurement determines that the cost of  
32 acquiring a shielded outdoor lighting fixture will be prohibitive after  
33 comparing:

34 (i) The cost of the fixtures; and

35 (ii) The projected energy cost of the operation of  
36 the fixtures;



1           (2) The Arkansas Department of Environmental Quality shall  
2 promulgate regulations prohibiting any person or entity from knowingly  
3 placing or disposing of the bulb or tube portion of an electric lighting  
4 device containing hazardous levels of mercury in a landfill after January 1,  
5 2008, if the device contains more than two-tenths milligram per liter (0.2  
6 mg/l) of leachable mercury as measured by the Toxicity Characteristic  
7 Leaching Procedure as set out in EPA test Method 1311; and

8           (3)(A) Each electric public utility shall offer a shielded  
9 lighting service option.

10           (B) Not later than January 1, 2006, each electric public  
11 utility shall file an application with the Arkansas Public Service Commission  
12 to establish a schedule of rates and charges for the provision of a shielded  
13 lighting service option to the utility's customers.

14           (C) The commission shall require each electric public  
15 utility to inform its customers of the availability of the shielded lighting  
16 service.

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