

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 84th General Assembly  
3 Regular Session, 2003  
4

# A Bill

HOUSE BILL 2427

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

9 AN ACT TO AMEND ARKANSAS CODE §§ 8-9-402 AND 8-9-  
10 404 TO PROVIDE FOR AN ADEQUATE FEE FOR COLLECTION  
11 AND DISPOSAL OF WASTE TIRES IN THE STATE OF  
12 ARKANSAS; TO AMEND § 8-9-405 FOR TIMELY UPDATES  
13 OF FORMULAS FOR DISTRIBUTION OF WASTE TIRE GRANT  
14 FUNDS; AND FOR OTHER PURPOSES.  
15

## Subtitle

16 TO AMEND ARKANSAS CODE §§ 8-9-402 AND 8-  
17 9-404 TO PROVIDE FOR AN ADEQUATE FEE FOR  
18 COLLECTION AND DISPOSAL OF WASTE TIRES  
19 IN THE STATE OF ARKANSAS; TO AMEND § 8-  
20 9-405 FOR TIMELY UPDATES OF FORMULAS FOR  
21 DISTRIBUTION OF WASTE TIRE GRANT FUNDS.  
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25 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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27 SECTION 1. Arkansas Code § 8-9-402 is amended to read as follows:  
28 8-9-402. Definitions.

29 As used in this subchapter, unless the context otherwise requires:

30 (1) "Automobile tire" means any tire with a rim size of less  
31 than nineteen and one-half inches (19.5");

32 (2) "Compacted and baled tires" means tires that have been  
33 mechanically compressed and tied with interlocking wrappings which have been  
34 approved by the Arkansas Department of Environmental Quality;

35 (3) "Motor vehicle" means an automobile, motorcycle, truck,  
36 trailer, semitrailer, truck tractor and semitrailer combination, or any other



1 vehicle operated on the roads of this state, used to transport persons or  
 2 property and propelled by power other than muscular power, ~~but the term does~~  
 3 ~~not include traction engines, road rollers, such vehicles as run only upon a~~  
 4 ~~track, bicycles, mopeds, or farm tractors and trailers;~~

5 (4) "Original equipment tire" means any automobile tire included  
 6 as part of the equipment of a new motor vehicle sold at retail for the first  
 7 time;

8 ~~(4)(5)~~ "Tire" means a continuous solid or pneumatic rubber  
 9 covering which is used for encircling the a wheel ~~of a motor vehicle;~~

10 ~~(5)(6)~~ "Tire manufacturer" means a manufacturing operation  
 11 engaged in the final assembly of the basic components of a tire;

12 ~~(6)(7)~~ "Truck ~~or specialty~~ tire" means any tire with a rim size  
 13 ~~of~~ between nineteen and one-half inches (19.5") ~~or larger and twenty-five~~  
 14 inches (25");

15 (8) "Specialty tire" means any tire not specifically covered by  
 16 any other definition herein including, but not limited to, traction engines,  
 17 road rollers, vehicles which run only upon a track, bicycles, mopeds, and  
 18 farm tractors and trailers;

19 ~~(7)(9)~~ "Used tire" means a tire that is repairable or  
 20 retreadable for its original intended purpose but shall not include a tire  
 21 being held for ninety (90) days or less for the purpose of retreading or  
 22 repairing the tire;

23 ~~(8)(10)~~ "Waste tire" means a tire that is no longer repairable  
 24 or retreadable or no longer suitable for its original intended purpose  
 25 because of wear, damage, or defect;

26 ~~(9)(11)~~ "Waste tire collection center" means a site where used  
 27 or waste tires are collected from the public prior to being offered for  
 28 recycling and where fewer than three thousand (3,000) loosely stored tires  
 29 are kept on the site on any given day or up to a maximum of ten thousand  
 30 (10,000) tires which have been compacted or baled;

31 ~~(10)(12)~~ "Waste tire processing facility" means a site where  
 32 equipment is used to cut, chip, grind, or otherwise alter used or waste  
 33 tires;

34 ~~(11)(13)~~ "Waste tire site" means a site at which one thousand  
 35 (1,000) or more unpermitted used or waste tires are accumulated, whether  
 36 loosely stored or compacted and baled or a combination thereof; and

1                   ~~(12)~~(14) "Waste tires originating from a tire manufacturer"  
2 means those new tires which originate from a tire assembly process and are  
3 determined by the tire manufacturer to be either defective or unfit for use  
4 on a motor vehicle.

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