

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

# A Bill

SENATE BILL 967

4  
5 By: Senator Holt  
6  
7

## For An Act To Be Entitled

8  
9 AN ACT TO REQUIRE THE DEPARTMENT OF ENVIRONMENTAL  
10 QUALITY TO DENY A SOLID WASTE LANDFILL OR  
11 TRANSFER STATION PERMIT IF THE REGIONAL BOARD  
12 DENIES A CERTIFICATE OF NEED; TO REPEAL THE  
13 PROVISION ALLOWING ANY PARTY TO APPEAL THE  
14 DEPARTMENT'S ACTION AND ALLOWING THE DIRECTOR THE  
15 DISCRETION TO ISSUE A PERMIT DESPITE DENIALS OF  
16 CERTIFICATES OF NEED; AND FOR OTHER PURPOSES.  
17

## Subtitle

18  
19 AN ACT TO REQUIRE THE DEPARTMENT OF  
20 ENVIRONMENTAL QUALITY TO DENY A SOLID  
21 WASTE LANDFILL OR TRANSFER STATION  
22 PERMIT IF THE REGIONAL BOARD DENIES A  
23 CERTIFICATE OF NEED.  
24  
25

26 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
27

28 Section 1. (a) The Arkansas Department of Environmental Quality to  
29 shall deny a solid waste landfill or transfer station permit if the regional  
30 board denies a certificate of need.

31 (b) The Arkansas Department of Environmental Quality shall limit the  
32 parties authorized to appeal department actions regarding solid waste  
33 landfill and transfer station permits and shall prohibit the Director of the  
34 Arkansas Department of Environmental Quality from issuing a permit despite  
35 denials of certificates of need.  
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