

ARKANSAS REGISTER

Transmittal Sheet

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For Office
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Effective Date _____ Code Number _____

Name of Agency SOUTHEAST ARKANSAS REGIONAL SOLID WASTE MNGMT DISTRICT

Department _____

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Statutory Authority for Promulgating Rules § 8-6-704(a)(b)

Rule Title: Waste Tire Collection & Disposal Fees

Intended Effective Date
(Check One)

Date

Emergency (ACA 25-15-204)

Legal Notice Published Oct 25, 26, 27 2013

30 Days After Filing (ACA 25-15-204)

Final Date for Public Comment Nov 24, 2013

Other February 1st, 2014
(Must be more than 30 days after filing date.)

Reviewed by Legislative Council Pending

Adopted by State Agency Dec 12, 2013

Electronic Copy of Rule submitted under ACA 25-15-218 by:

A.C. ARMSTRONG a.armstrong@cabddyn.com 12-17-13
Contact Person E-mail Address Date

CERTIFICATION OF AUTHORIZED OFFICER

I Hereby Certify That The Attached Rules Were Adopted
In Compliance with Act 434 of 1967 the Arkansas Administrative Procedures Act. (ACA 25-15-201 et. seq.)

[Signature]
Signature

870-536-1971 a.armstrong@cabddyn.com
Phone Number E-mail Address

Solid Waste District Director
Title

12-17-13
Date

Chapter E Waste Tires

Subchapter 11 Waste Tire Collection and Disposal Fees

Subchapter 11 Waste Tire Collection and Disposal Fees

§ 11.01 Authority

§ 11.02 Definitions

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§ 11.04 Waste Tire Fees

§ 11.05 Collection and Remittance of Waste Tire Fees

§11.01 Authority

Ark. Code Ann. § 8-9-404(a)(3)(C), Ark. Code Ann. § 8-9-405(a)(6), and Commission Regulation 14.1004, authorize the District to charge a fee for the collection and disposal of Non-Fee Paid Tires, including but not limited to Specialty Tires.

§ 11.02 Definitions

- (a) “Non-Fee Paid Tire” means a Waste Tire in which no state waste tire fee has been collected, reported, and paid on a replacement tire sold at retail.
- (b) “Specialty Tire” means any Tire not specifically covered by any definition in Commission Regulation 14.201 or Ark Code Ann. § 8-9-402 including without limitation traction engines, road rollers, vehicles that run only on a track, bicycles, and farm tractors and trailers.
- (c) “Tire” means a continuous solid or pneumatic rubber covering that is used for encircling a wheel.
- (d) “Truck Tire” means any motor vehicle Tire with a rim size greater than nineteen inches and a load rating of “F” or higher including without limitation wide-base or extra-wide single tire.

(e) "Waste Tire" means a Tire that is no longer repairable or retreadable for its original intended purpose because of wear, damage, or defect but shall not include a Tire being held for ninety (90) calendar days or less for the purpose of retreading or repairing the tire.

§ 11.03 Effective Date

The fees imposed by this Chapter are mandatory and are effective on and after February 1st, 2014.

§ 11.04 Waste Tire Fees

The following fees shall be assessed on Persons disposing of Non-Fee Paid Tires or Specialty Tires:

Car Tires	\$1.00 per Tire
Truck Tires	\$5.00 per Tire
Farm front Tires	\$15.00 per Tire
Farm rear Tires	\$50.00 per Tire
Skidder Tires	\$50.00 per Tire
Other large off the road Tires	\$50.00 per Tire
Four wheeler/other small Tires	\$1.00 per Tire

Notwithstanding the foregoing, a fee shall not be assessed on individuals disposing of four (4) or fewer automobile Tires at a Waste Tire collection center.

§ 11.05 Collection and Remittance of Waste Tire Fees

The fees set forth in Section 11.04 shall be collected from the disposing Person at the point of disposal by the waste tire collection center and/or the business accepting the waste tire. The fees shall be remitted by the waste tire collection center and/or the business accepting the waste tire to the District monthly on or before the 10th of the month following the month in which the fees were collected. The fees shall be remitted together with a report detailing the number and kinds of Tires the fees have been assessed against.