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Arkansas Department of Environmental Quality Public Notices Emergency Rulemaking: Regulation 36/Used Tire Recycling and Accountability Program

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The Arkansas Department of Environmental Quality (“ADEQ”) on August 31st public noticed an emergency rulemaking undertaken by the Arkansas Pollution Control and Ecology Commission (“Commission”).

The Commission adopted on an emergency basis for 180 days Regulation 36 (“Reg. 36”) Used Tire Recycling and Accountability Program.

The notice states adoption of Reg. 36 allows ADEQ to implement and administer the new tire program that begins on January 1, 2018. The program is being implemented as required by legislation (Act 317) enacted in the 91st Arkansas General Assembly.

The notice states that Reg. 36 includes:

- General Overview
- Purpose
- Legislative Intent
- Authority and Applicability Related to the Program
- Definitions Related to the Administration of the Program
- Electronic Uniform Used Tire Manifest System (“e-manifest System”)
- Purpose and Administration
- Used Tire Program Accountability and Business Plans Administrations
- Administrative Procedures for Tire Generators
- Collection of Rim Removal Fees
- Commercial Generator Fees
- Import Fees
- Disbursements from the Used Tire Recycling Fund

Reg. 36 can be found on ADEQ’s website at www.ADEQ.state.ar.us/regs/draft_regs.aspx

[A copy of the Notice can be downloaded here.](#)