

The Tire Accountability Program (Act 317)

Act 317 of 2017 requires Arkansas to have a used tire program for recyclable tires, waste tires, and used tires culled for resale. The program must be accountable, effective, and efficient.

Primary goal of the Program: Recycle or put to beneficial use as many tires as possible.

Common Questions:

What has been involved in the drafting process of the new Regulation No. 36?

- General overview;
- Purpose;
- legislative intent;
- authority;
- Applicability of the law;
- Definitions;
- E-manifest system;
- Business Plans;
- Rim Removal Fees/Disbursements; and
- Administrative procedures for Tire Generators

How did ADEQ expand on the legislation (Act 317) that was passed?

The Emergency regulation provided the specifics on:

- How fees are collected on the sale of new and used tires;
- How the e-manifest system will be used; and
- How ADEQ will disburse the funds collected under this new program.

What does ADEQ see as the biggest challenges?

- Act 317 dictates certain program elements go into effect on January 1, 2018. There has been a need to develop an emergency regulation to cover those elements that go into effect on January 1, 2018, and then follow-up with a comprehensive Regulation No. 36 that covers the entire intent of Act 317.

What does ADEQ see as the biggest benefits?

- Enhanced program to ensure proper management of used tires;
- Measures defined on abatement of waste-tire sites;
- Equalizes the fee-collection system by implementing a “rim fee,” which allows for a flat-fee collection on all tires removed from a rim (\$3 for new; \$1 for used);
- Implements accountability measures through an electronic-manifest system that will streamline reimbursement and distribution of funds to the solid-waste management districts;
- Provides incentives for processing and marketing used tires by providing mileage reimbursement for used-tire transportation cost and encourages the districts to recycle as opposed to using landfill disposal operations; and

- Requires a business-plan program that will provide accountability and assist the districts in identifying current program costs and evaluate alternative, sustainable program.