



Central Arkansas
Regional Solid Waste Management District

**Guidelines for
Solid Waste Haulers**
(Revised 7/1/2010)

ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY

SECTION 8-6-721

A SUMMARY FOR LICENSING HAULERS OF SOLID WASTE

Act 752 of 1991 amended various sections of Arkansas Code Title 8, Chapter 6 to provide Regional Solid Waste Management Boards (RSWMB) additional powers and duties. The following are minimum standards as established by the Arkansas Pollution Control and Ecology Commission now the Arkansas Department of Environmental Quality (ADEQ). While the boards may impose more stringent standards than these minimum standards, the Department retains the authority of oversight and approval. It is the responsibility of Regional Solid Waste Management Boards to enact and enforce their own rules and regulations accordingly. Each RSWMB must provide its adopted licensing requirements and a listing of licensed haulers to the ADEQ.

- I.** A person who engages in the business of hauling solid waste must obtain a license from the Regional Solid Waste Management Board or Boards having jurisdiction if:
 - A.** the person is engaged in the collection of solid waste within the district; or
 - B.** the person is engaged in the transportation of solid waste for disposal or storage in the district.
- II.** A license shall be issued only to a person, partnership, corporation, association, the State of Arkansas, a political subdivision of the state, an improvement district, a sanitation authority, or another regional solid waste management district. The district may engage in the hauling of solid waste within its own district without licensure but shall comply with all applicable standards required under this section.
- III.** The Commission shall establish classifications of haulers based on nature and size of the loads transported and these classifications shall be used by the districts for licensing haulers.
- IV.** Any hauler applying for a license must establish financial responsibility to the Board. Proof of liability insurance will be required and may be considered adequate financial responsibility.
- V.** The RSWMB may impose more stringent standards than the minimum standards established by the Commission.
- VI.** The Board may set a reasonable licensing fee for each type of hauler.

Therefore, for the purpose of these standards

DEFINITIONS

Person - Any state agency, municipality, governmental subdivision of the state or the United States, public or private corporation, individual, partnership, association or other entity.

Hauler - A person engaged in the collection and/or transportation of solid waste for disposal or storage. Hauler does not include a person transporting his household waste to a permitted facility.

Solid Waste - Any refuse resulting from industrial, commercial, agricultural, and community and/or residential activities.

Process Waste - Solid Waste resulting from an industrial/manufacturing and/or processing operations.

LICENSING STANDARDS AND CLASSIFICATIONS

I. ANY PERSON WHO TRANSPORTS WASTES SHALL:

- A. Hold the appropriate driver's license as defined by Arkansas State Law.
- B. Register the operation with the Regional Solid Waste Management Board providing:
 - (1) Name, address, and telephone number of registrant
 - (2) Description of vehicle to be registered including:
 - (a) Make, model, and year of vehicle
 - (b) Vehicle ID number
 - (c) License Plate number
 - (d) Name of vehicle owner
 - (3) Description of the nature of wastes and size of loads.
- C. Regulations:
 - (1) Each local government shall provide an adequate system of collection and transportation of solid wastes generated within their respective jurisdiction.
 - (2) All collection systems shall meet the following conditions:

- (a) Solid waste shall be collected and transported so as to prevent public health hazards, environmental hazards, safety hazards and nuisances.
 - (b) Collection and transportation equipment shall be designed and constructed so as to be leak-proof. The waste shall be suitably enclosed or covered so as to prevent roadside littering, attraction of vectors or creation of other nuisances.
 - (c) Collection and transportation vehicles shall be kept in a sanitary condition.
 - (d) Regular collection days shall be established. Collection shall be performed as necessary.
 - (e) Appliances, furniture and other solid waste which cannot be collected during regularly scheduled pickups shall be collected as frequently as necessary and in accordance with the approved solid waste management system plan for the local government.
 - (f) Collection and transportation of chemicals, poisons, explosives, radiological wastes and other hazardous materials shall be in accordance with the requirements of state and federal regulatory controls.
 - (g) All solid waste collected shall be transported to a permitted facility.
- D. Any hauler applying for a license must establish financial responsibility to the board. Proof of liability insurance will be required and may be considered adequate financial responsibility.

II CLASSIFICATION OF HAULERS

Type I - Hauls all categories of non-hazardous solid waste as identified in Solid Waste Regulation 22 (rev 3/28/2007) with the exception of waste tires.

Type II - Hauls only process waste and special materials as identified in Solid Waste Regulation 22 (rev 3/28/20097 with the exception of waste tires.

III SIZE OF HAULERS

Regional Solid Waste Management Board's may establish licensing requirements based on size of the haulers' transport vehicle(s); however, for purpose of this section, the Commission establishes that a license shall not be required for an individual hauling their own household waste to a permitted facility.