

APC&EC REGULATION NO. 16:  
REGULATION OF THE STATE OF ARKANSAS FOR WASTE  
REDUCTION, REUSE, OR RECYCLING TAX CREDITS  
Proposed Amendments – Executive Summary  
June 9, 2017

The Arkansas Department of Environmental Quality (ADEQ) proposes this rulemaking before the Arkansas Pollution Control and Ecology Commission to Regulation No. 16 (Regulation of the State of Arkansas for Waste Reduction, Reuse, or Recycling Tax Credits) to adopt changes to state law concerning steel mill income tax incentives made by the Arkansas General Assembly, including Acts 692 and 862 of 2015. The Commission’s authority for amending Regulation 16 is found in Arkansas Code Annotated § 8-1-203(b)(1)(A).

The proposed amendments to the regulation include the following:

- Revisions to definitions in Reg.16.103, including adding a definition for “qualified manufacturer of steel” and revising the definition of “waste reduction, reuse, or recycling equipment;”
- Revisions to Reg.16.109 to allow a qualified steel manufacturer to carry forward unused tax credit amounts to subsequent years for a period of fourteen (14) years;
- Revisions to language throughout the regulation concerning the applicability of the waste reduction, reuse, or recycling income tax credit to qualified manufacturers of steel to conform with state law changes; and
- Minor revisions to include correcting typographical, grammatical, formatting, and stylistic errors.