QUESTIONNAIRE FOR FILING PROPOSED RULES AND REGULATIONS
WITH THE ARKANSAS LEGISLATIVE COUNCIL AND JOINT INTERIM COMMITTEE

DEPARTMENT/AGENCY  Arkansas Department of Environmental Quality
DIVISION  Water Division
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INSTRUCTIONS

A. Please make copies of this form for future use.
B. Please answer each question completely using layman terms. You may use additional sheets, if necessary.
C. If you have a method of indexing your rules, please give the proposed citation after “Short Title of this Rule” below.
D. Submit two (2) copies of this questionnaire and financial impact statement attached to the front of two (2) copies of the proposed rule and required documents. Mail or deliver to:

Donna K. Davis
Subcommittee on Administrative Rules and Regulations
Arkansas Legislative Council
Bureau of Legislative Research
Room 315, State Capitol
Little Rock, AR 72201

What is the short title of this rule?  Regulation 3: Regulation for the Licensing of Wastewater Treatment Plant Operators

2. What is the subject of the proposed rule? Licensing of Wastewater Operators

3. Is this rule required to comply with federal statute or regulations? Yes_____ No ____X_____
   If yes, please provide the federal regulation and/or statute citation.

4. Was this rule filed under the emergency provisions of the Administrative Procedure Act?
   Yes________ No_____ X_________
   If yes, what is the effective date of the emergency rule? ___________________________
   When does the emergency rule expire? ___________________________
   Will this emergency rule be promulgated under the permanent provisions of the Administrative Procedure Act? Yes_____ No _____
5. Is this a new rule? Yes______ No__X__ If yes, please provide a brief summary explaining the regulation.

Does this repeal an existing rule? Yes______ No____X__ If yes, a copy of the repealed rule is to be included with your completed questionnaire. If it is being replaced with a new rule, please provide a summary of the rule giving an explanation of what the rule does.

Is this an amendment to an existing rule? Yes____X__ No____ If yes, please attach a mark-up showing the changes in the existing rule and a summary of the substantive changes. Note: The summary should explain what the amendment does, and the mark-up copy should be clearly labeled “mark-up.”

6. Cite the state law that grants the authority for this proposed rule? If codified, please give Arkansas Code citation.

Arkansas Water and Air Pollution Control Act, A.C.A. § 8-5-202 et seq.

7. What is the purpose of this proposed rule? Why is it necessary? To adopt regulations necessary to add specific procedures for the suspension and revocation of wastewater operators in violation of operating standards and other housekeeping items.

8. Will a public hearing be held on this proposed rule? Yes____X__ No____ If yes, please complete the following:

Date: _____Beginning week of March 27, 2006
Time: _____TBA by public notice during week of February 6, 2006
Place: _____Little Rock

9. When does the public comment period expire for permanent promulgation? (Must provide a date.) _____10 business days after the date of the public hearing; on or about April 13, 2006.

10. What is the proposed effective date of this proposed rule? (Must provide a date.) _____10 days after filing with the Arkansas Secretary of State, the State Library and the Bureau of Legislative Research.

11. Do you expect this rule to be controversial? Yes____X__ No____ If yes, please explain.

12. Please give the names of persons, groups, or organizations that you expect to comment on these rules? Please provide their position (for or against) if known.

Arkansas Water Works and Water Environment Association – for proposed changes.
Arkansas Water Environment Association – for proposed changes.
Arkansas Water and Wastewater Managers Association – for proposed changes.
Arkansas Environmental Federation – both for and against proposed changes.