EXHIBIT B

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

<table>
<thead>
<tr>
<th>DEPARTMENT/AGENCY</th>
<th>Arkansas Department of Environmental Quality</th>
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<tbody>
<tr>
<td>DIVISION</td>
<td>Water Division</td>
</tr>
<tr>
<td>DIVISION DIRECTOR</td>
<td>Ryan Benefield, P.E., ADEQ Deputy Director</td>
</tr>
<tr>
<td>CONTACT PERSON</td>
<td>Ellen Carpenter, Chief, ADEQ Water Division</td>
</tr>
<tr>
<td>ADDRESS</td>
<td>5301 North Shore Drive, N. Little Rock, AR 722118</td>
</tr>
<tr>
<td>PHONE NO.</td>
<td>(501) 682-0960</td>
</tr>
<tr>
<td>FAX NO.</td>
<td>0891</td>
</tr>
<tr>
<td>E-MAIL</td>
<td><a href="mailto:benefield@adeq.state.ar.us">benefield@adeq.state.ar.us</a></td>
</tr>
<tr>
<td>PRESENTER E-MAIL</td>
<td><a href="mailto:marks@adeq.state.ar.us">marks@adeq.state.ar.us</a></td>
</tr>
<tr>
<td>NAME OF PRESENTER AT COMMITTEE MEETING</td>
<td>Teresa Marks, ADEQ Director</td>
</tr>
</tbody>
</table>

**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  
Administrative Rules Review Section  
Arkansas Legislative Council  
Bureau of Legislative Research  
One Capitol Mall, 5th Floor  
Little Rock, AR 72201  

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1. **What is the short title of this rule?**  
   Regulation No. 6: Regulations for State Administration of the National Pollutant Discharge Elimination System (NPDES)

2. **What is the subject of the proposed rule?**  
   Implementation of Act 1511 of 2013

3. **Is this rule required to comply with a federal statute, rule, or regulation?**  
   Yes ☒ No ☐  
   The regulation must comply with the regulations promulgated thereunder. Additionally, the proposed changes are made in accordance with Act 1511 of 2013.

   If yes, please provide the federal rule, regulation, and/or statute citation.

4. **Was this rule filed under the emergency provisions of the Administrative Procedure Act?**  
   Yes ☐ No ☒  
   If yes, what is the effective date of the emergency rule?  
   N/A
When does the emergency rule expire?  
N/A

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 ☐
   If yes, please provide a brief summary explaining the regulation. Public Notice Requirements for Arkansas CAFO General Permit ARG590000

   Does this repeal an existing rule?  Yes ☐  No ☒
   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 ☒  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 the Arkansas Code citation. The Arkansas Water and Air Pollution Control Act, Ark. Code, Ann. § 8-4-101 et seq., including but not limited to Ark. Code Ann. § 8-4-202, including new provisions included in Act 1511 of 2013.

7. What is the purpose of this proposed rule? Why is it necessary? Act 1511 of 2013 formed a committee that made recommendations to the Arkansas Legislative Council for updating the public notice requirements for proposed Concentrated Animal Feeding Operations (CAFO) seeking coverage under the NPDES general permit for CAFO. Those changes are incorporated into this regulation. As APC&EC Regulation No. 6 is the regulation governing the development and issuance of NPDES permits by ADEQ, this regulation should be amended to incorporate and fully implement the recommendations developed pursuant to Act 1511 of 2013.

8. Please provide the address where this rule is publicly accessible in electronic form via the Internet as required by Arkansas Code § 25-19-108(b). After initiation of the rulemaking process by the Arkansas Pollution Control and Ecology Commission, the proposed rule and all related documents, including this form, will be available here: http://www.adeq.state.ar.us/regs/drafts/draft_regs.htm

9. Will a public hearing be held on this proposed rule?  Yes ☒  No ☐
   If yes, please complete the following:
   Date: July 14, 2014
   Time: 2:00 p.m.
   Place: ADEQ Headquarters
10. When does the public comment period expire for permanent promulgation? (Must provide a date.)
   4:30 p.m. July 28, 2014.

11. What is the proposed effective date of this proposed rule? (Must provide a date.)
   October 24, 2014.

12. Do you expect this rule to be controversial?   Yes ☐   No ☒
   If yes, please explain.   N/A

13. 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.
    N/A