BEFORE THE ARKANSAS POLLUTION CONTROL AND ECOLOGY COMMISSION

IN THE MATTER OF PROMULGATION OF
REGULATION NO. 11: REGULATIONS FOR
SOLID WASTE DISPOSAL FEES;
LANDFILL POST-CLOSURE TRUST FUND;
AND RECYCLING GRANTS PROGRAM

) DOCKET NO. 12-007-R

MOTION TO ADOPT AMENDMENTS TO REGULATION NO. 11

Comes now the Arkansas Department of Environmental Quality ("ADEQ" or
"Department"), by and through its attorney, Lorielle Gutting, and for its Motion to Adopt
Amendments to Regulation No. 11, states:

1. On July 27, 2012, the Arkansas Pollution Control and Ecology Commission
(hereinafter "APC&EC" or "Commission") granted ADEQ's Petition to Initiate
Rulemaking to Amend Regulation No. 11.

2. A public hearing was held at ADEQ Headquarters in North Little Rock, Arkansas on
September 5, 2012. The public comment period ended on October 5, 2012. Two
written comments were filed and no oral comments were received at the public hearing.

3. ADEQ filed its Response to Comments on October 29, 2012, and its Statement of Basis
and Purpose before the Commission on December 21, 2012.

4. Pursuant to APC&EC Reg.8.814, ADEQ submits the following documents supporting
adoption of the regulation to the Commission for its consideration:
   a. Exhibit A – Final Proposed Regulation
   b. Exhibit B – Regulation Tracking Sheet
   c. Exhibit C – Proposed Minute Order
WHEREFORE, ADEQ prays that the Commission adopt the Proposed Minute Order adopting the amendments to Regulation No. 11.

Respectfully submitted,

[Signature]

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of Environmental Quality
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