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

DEPARTMENT/AGENCY       Arkansas Department of Environmental Quality
DIVISION                Solid Waste Management Division
DIVISION DIRECTOR       Steve Martin
CONTACT PERSON         Anne Weinstein, Legal Division
ADDRESS            8001 National Drive, P. O. Box 8913, Little Rock, AR 72219-8913
PHONE NO.  501.682-0744  FAX NO.  501.682-0891  E-MAIL  weinstein@adeq.state.ar.us

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

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1. What is the short title of this rule?  Regulation 22 – Solid Waste Management Rules

2. What is the subject of the proposed rule?  The establishment, construction, operation, or maintenance of solid waste management systems, disposal sites, and facilities, pursuant to powers and duties of the Department and Commission as set forth in A.C.A. 8-6-207.

3. Is this rule required to comply with federal statute or regulations? Yes X No ______
   If yes, please provide the federal regulation and/or statute citation. 40CFR Parts 257 and 258

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 Yes _____ No  X ____ If yes, a copy of the repealed rule is to be included with your completed questionnaire.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 Code Annotated 8-6-201 et seq.

7. What is the purpose of this proposed rule? Why is it necessary?
   The changes proposed to Regulation 22 will provide updates to make the regulation consistent with state and federal law; and will provide other needed corrections to formatting standards; and will provide clarification of solid waste disposal activities throughout the state.

8. Will a public hearing be held on this proposed rule? Yes X _____ No _________. If yes, please complete the following:
   Date: ______ Week of October 4, 2004 ________
   Time: _____ To be announced by public notice
   Place: ___ Springdale and 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 October 21, 2004

10. What is the proposed effective date of this proposed rule? (Must provide a date.)
    __________ January 31, 2005 ________________________________

11. Do you expect this rule to be controversial? Yes____ No_____ X____ 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.
   The Department expects to receive comments from the Solid Waste Management Districts, the Arkansas Environmental Federation, consulting firms, representatives of the solid waste industries and the general public. Generally the comments received by the Department have been positive and supportive of the proposed changes. The Department has conducted a series of meetings across the state with participants to work through many issues that needed to be updated and clarified in this regulation.