EXHIBIT D:

Questionnaire for Filing
Proposed Rules and Regulations
with the
Arkansas Legislative Council
and the
Joint Interim Committee
1. What is the short title of this rule? APC&EC Regulation No. 23 (Hazardous Waste Management); 2005 Annual Update

2. What is the subject of the proposed rule? State adoption and implementation of regulations for the management of hazardous wastes

3. Is this rule required to comply with federal statute or regulations? Yes. If Yes, please provide the federal statute and or regulation citation: 40 CFR Part 271

4. Was this rule filed under the emergency provisions of the Administrative Procedure Act? No If Yes, what is the date of the emergency rule? N/A When does the emergency rule expire? N/A Will this emergency rule be promulgated under the regular provisions of the Administrative Procedures Act? N/A

5. Is this a new rule? No – update of existing regulations. Does this repeal an existing rule? No If yes, please provide a copy of the repealed rule. Is this an amendment to an existing rule? Yes If yes, please attach a markup showing the changes in the existing rule and a summary of the substantive changes. Attached.

6. What State or federal law or regulation grants the authority for this proposed rule?

Arkansas Hazardous Waste Management Act, A.C.A. §§ 8-7-209(b)(1) Arkansas Remedial Action Trust Fund Act, A.C.A. §§ 8-7-506

7. What is the purpose of this proposed rule? Why is it necessary? Adopts newly-revised federal rules published between April 22, 2004, and July 1, 2005; adds universal waste provision for mercury-containing devices.
8. Will a public hearing be held on this proposed rule? Yes.
(If yes, state the date, time, and location of the public hearing. 2:00 p.m., October 4, 2005, at the Pollution Control & Ecology Commission Room, Arkansas State Police Building, 1 State Police Plaza (intersection of Geyer Springs Road and Interstate 30), Little Rock.

9. When does the public comment period expire? 4:30 p.m., October 14, 2004

10. What is the proposed effective date of this rule? February 2006 (10 days following filing, after January 2006 APC&E Commission meeting)

11. Do you expect this rule be controversial? No.
If yes, please explain.

12. Please give the names, addresses, and phone numbers of all persons, groups, organizations, etc. interested in or affected by this proposed rule and the position taken by each.

Categorize them according to the following:
(A) Those you contacted.
(B) Those who contacted you.
(C) Those whom you anticipate will participate in the public hearing.

<table>
<thead>
<tr>
<th>NAMES, ADDRESSES, &amp; PHONE NUMBERS</th>
<th>CATEGORY</th>
<th>FOR</th>
<th>AGAINST</th>
</tr>
</thead>
<tbody>
<tr>
<td>Arkansas Environmental Federation, 1400 W. Markham Street, Little Rock, AR 72201, (501) 374-0263</td>
<td>A,C</td>
<td>X</td>
<td></td>
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