EXHIBIT B:

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

DEPARTMENT/AGENCY  Arkansas Department of Environmental Quality
DIVISION  Hazardous Waste Division
DIVISION DIRECTOR  Tammie Hynum
CONTACT PERSON  Tom Ezell
ADDRESS  5301 Northshore Drive, North Little Rock, AR 72118
PHONE NO.  (501) 682-0854  FAX NO.  (501) 682-0565  E-MAIL  ezell@adeq.state.ar.us

NAME OF PRESENTER AT COMMITTEE MEETING  J. Ryan Benefield, P.E.
PRESENTER E-MAIL  benefield@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
   Administrative Rules Review Section
   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?  APC&EC Regulation No. 30
2. What is the subject of the proposed rule?  Arkansas Remedial Action Trust Fund Hazardous Substances Site Priority List
3. Is this rule required to comply with a federal statute, rule, or regulation?  Yes ☐  No ☒
   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.

6. 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   If yes, a copy of the repealed rule is to be included with your completed questionnaire.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.

7. 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.”

8. Cite the state law that grants the authority for this proposed rule?
   If codified, please give Arkansas Code citation.
   Ark. Code Ann. § 8-7-509(f)(1)

9. What is the purpose of this proposed rule? Why is it necessary?
   The amendment adds one site (Cedar Chemical Company, in Helena, Phillips County) to the National
   Priority List section of the Regulation, authorizing the expenditure of state funds from the Arkansas
   Remedial Action Trust Fund in support of Federal investigative and remedial actions at that site. While
   initial site characterization and remedial design are fully federal-funded, actual clean-up costs will
   require a 10% match from state funds, and long-term care for the site after clean-up is completed must
   be fully funded by either the state or any identified responsible parties. Additionally, six sites (including
   Cedar Chemical) are nominated for deletion from the State Priority List section of the regulation,
   indicating that health risks from these sites have been controlled and clean-up activities under the State's
   responsibilities have been completed; or in the case of Cedar Chemical, the site has been approved for
   addition to the federal National Priority List for address under the federal Superfund program.

10. Please provide the address where this rule is publicly accessible in electronic form via the Internet as
    [http://www.adeq.state.ar.us/regs/drafts/draft_regs.htm](http://www.adeq.state.ar.us/regs/drafts/draft_regs.htm)

11. Will a public hearing be held on this proposed rule? Yes □    No □
    If yes, please complete the following:
    Date: March 4, 2013
    Time: 2:00 p.m.
    Place: Commission Room, ADEQ headquarters, 5301 Northshore Drive, NLR, AR 72118

12. When does the public comment period expire for
    permanent promulgation? (Must provide a date.) March 18, 2013

13. What is the proposed effective date of this proposed rule?
    (Must provide a date.) ~ June 2013

14. Do you expect this rule to be controversial? Yes □    No □
    If yes, please explain.
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.

None anticipated. (The three past amendments have garnered no public comments.)