

FINANCIAL IMPACT STATEMENT

PLEASE ANSWER ALL QUESTIONS COMPLETELY

DEPARTMENT OF ENVIRONMENTAL QUALITY

DIVISION WATER, AIR, AND SOLID WASTE DIVISIONSPERSON COMPLETING THIS STATEMENT Jennifer TuckerTELEPHONE NO. 501.682.0892 FAX NO. 501.682.0891 EMAIL: tuckerj@adeq.state.ar.us

To comply with Act 1104 of 1995, please complete the following Financial Impact Statement and file two copies with the questionnaire and proposed rules.

SHORT TITLE OF THIS RULE Arkansas Pollution Control & Ecology Commission, Regulation 9, Permit Fee Regulations

1. Does this proposed, amended, or repealed rule or regulation have a financial impact?
Yes No
2. If you believe that the development of a financial impact statement is so speculative as to be cost prohibited, please explain.
3. If the purpose of this rule or regulation is to implement a federal rule or regulation, please give the incremental cost for implementing the regulation. Please indicate if the cost provided is the cost of the program.

Current Fiscal Year (2004)**Next Fiscal Year (2005)**

No additional costs known at this time

4. What is the total estimated cost by fiscal year to any party subject to the proposed, amended, or repealed rule or regulation? Identify the party subject to the proposed regulation, and explain how they are affected.

Current Fiscal Year (2004)**Next Fiscal Year (2005)**

EPA promulgated two new regulations in 2003, the NPDES Concentrated Animal Feedlot Operation (CAFO) regulation, and the Storm Water MS4—Phase II regulations. The Department proposes to initiate rulemaking on Regulation 9, primarily to add new general permit fee provisions in Chapter 4 (Reg.9.404), including: (1) A \$100 fee for Concentrated Animal Feedlot—Dry Litter Disposal; (2) A \$200 fee for Storm Water (MS4 Phase II), and (3) a Sand and Gravel general permit fee of \$200. The changes being proposed are primarily cost neutral, with the exception of the general permit fees.

5. What is the total estimated cost by fiscal year to the agency to implement this regulation?

Current Fiscal Year (2004)**Next Fiscal Year (2005)**

No additional costs known at this time