

MEMORANDUM

To: Arkansas Pollution Control and Ecology Commission

From: Mike Bates, Chief, Air Division, Arkansas Department of Environmental Quality

Date: January 14, 2011

RE: Compliance with Act 143 of 2007

Please see the attached Economic Impact Statement (Exhibit E of the Rulemaking Packet) and the attached email from Mr. Jeremy Spann to Ms. Pat Brown of the Arkansas Economic Development Commission (AEDC). On January 14, 2011, Mr. Spann properly submitted the proposed rule changes to AEDC for review pursuant to Act 143 of 2007. As of the date of this filing there has been no response from AEDC in regards to this issue. At such time as AEDC provides documentation of its review of the rule, the Department of Environmental Quality will supplement this memorandum by filing the response from AEDC with the Commission's Administrative Hearing Officer and placing a scanned copy of the response on the Commission's website.