

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

**FROM:**

**AGENCY:** Arkansas Department of Environmental Quality  
**DIVISION:** Hazardous Waste Division  
**CONTACT PERSON:** Jim Franks  
**ADDRESS:** 8001 National Drive, P.O. Box 8913, Little Rock, AR 72219  
**PHONE NUMBER:** 682-0854 **FAX NUMBER:** 682-0565

**TO:**

Attention: Donna Davis  
Subcommittee on Administrative Rules and Regulations  
Arkansas Legislative Council  
Room 315, State Capitol  
Little Rock, Arkansas 72201

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- 1. What is the short title of this rule?** APC&EC Regulation No. 29 (Brownfields Redevelopment)
- 2. What is the subject of the proposed rule?** Provides implementing regulation for state voluntary cleanup program for abandoned industrial and agricultural sites.
- 3. Is this rule required to comply with federal statute or regulations?** No  
**If Yes, please provide the federal statute and or regulation citation:**
- 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?**  
**When does the emergency rule expire?**  
**Will this rule be promulgated under the regular provisions of the Administrative Procedures Act?** Yes
- 5. Is this a new rule?** No  
**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**If yes, please provide a copy of the repealed rule.**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.**
- 6. What State or federal law or regulation grants the authority for this proposed rule?**  
Arkansas Voluntary Cleanup Act (A.C.A. § 8-7-1101 *et seq.*)
- 7. What is the purpose of this proposed rule? Why is it necessary?** Needed to restore equivalency of the State rule with the corresponding state statute.
- 8. Will a public hearing be held on this proposed rule?** Yes.  
**(If yes, state the date, time, and location of the public hearing.** March 26, 2002, at the offices of the Arkansas Department of Environmental Quality in Little Rock.

9. When does the public comment period expire? 4:30 p.m., April 9, 2002

10. What is the proposed effective date of this rule? May 23, 2002

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, 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.

NAMES, ADDRESSES, & PHONE NUMBERS	CATEGORY	FOR	AGAINST
Arkansas Environmental Federation	A, C	X	

**DEPARTMENT:** Arkansas Department of Environmental Quality

**DIVISION:** Hazardous Waste Division

**PERSON COMPLETING THIS STATEMENT:** Jim Franks

**TELEPHONE NO.** (501) 682-0854

**FAX NO.** (501) 682-0565

### **FINANCIAL IMPACT STATEMENT**

To comply with Act 884 of 1995, please complete the following Financial Impact Statement and file with the questionnaire and proposed rules.

**SHORT TITLE OF THIS RULE:** ADPC&E Regulation No. 29 (Brownfields Redevelopment);

- 1. Does this proposed, amended, or repealed rule or regulation have a financial impact? Yes.**
- 2. If you believe that the development of a financial impact statement is so speculative as to be cost-prohibitive, please explain. N/A**
- 3. If the purpose of this rule is to implement a federal rule or regulation, please give the incremental cost for implementing this regulation.**

**2001-2002 Fiscal Year**

General Revenue:

Federal Funds:

Cash Funds:

Special Revenue:

Other:

**Total: None additional**

**2002-2003 Fiscal Year**

General Revenue:

Federal Funds:

Cash Funds:

Special Revenue:

Other:

**Total: None additional**

- 4. What is the total estimated cost by fiscal year to any party subject to the proposed, amended, or repealed rule or regulation?**

**2001-2002 Fiscal Year**

No additional costs projected; program should result in overall costs savings to regulated public.

**2002-2003 Fiscal Year**

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

**2001-2002 Fiscal Year**

~ \$120,000

**2002-2003 Fiscal Year**

~ \$120,000

Additional costs will be funded by a combination of Federal grants (approximately 75-90% of total) and special revenues (fees, 25% of total)