

BEFORE THE ARKANSAS POLLUTION CONTROL AND ECOLOGY COMMISSION

IN THE MATTER OF AMENDMENTS TO)
REGULATION NO. 2, REGULATION ESTABLISHING) DOCKET NO. 13-____-R
WATER QUALITY STANDARDS FOR SURFACE)
WATERS OF THE STATE OF ARKANSAS)

PETITION TO INITIATE RULEMAKING TO AMEND REGULATION NO. 2

The Arkansas Department of Environmental Quality (hereinafter “ADEQ” or “the Department”), for its Petition to Initiate Rulemaking to Amend Regulation No. 2, Regulation Establishing Water Quality Standards for Surface Waters of the State of Arkansas, states:

1. Pursuant to the Federal Water Pollution Control Act (“Clean Water Act”), 33 U.S.C. §1251 *et seq.*, Arkansas has been delegated the authority to establish and administer water quality standards. The Clean Water Act requires states to review their water quality standards on a triennial basis and to amend those standards as necessary. As a result of the triennial review process, ADEQ proposes to amend portions of Regulation No. 2.
2. Exhibit “A” is a red-lined version of the regulation showing the proposed changes to Regulation No. 2. Exhibit “B” sets forth the proposed amendments to Regulation No. 2 as a list and provides justifications for each proposed changes. Both documents are hereby incorporated by reference.
3. A copy of the Legislative Questionnaire and Financial Impact Statement that will be filed with the Bureau of Legislative Research is attached as Exhibit “C” and is incorporated by reference. A copy of the Economic Impact Statement filed with the Arkansas Economic Development Commission is attached hereto at Exhibit “D” and is hereby incorporated by reference. A copy of the Economic Impact/Environmental Benefit Analysis completed pursuant to APC&EC Reg.8.812 is attached hereto as Exhibit “E” and is hereby incorporated by

reference. A proposed minute order is attached as Exhibit "F" and is hereby incorporated by reference.

4. Jamie Ewing, Steve Drown, and Ryan Benefield from ADEQ will be available to answer questions concerning this proposed rulemaking.

WHEREFORE, ADEQ requests that the Commission initiate the rulemaking process, adopt the proposed Minute Order, and adopt the proposed amendments to Regulation No. 2.

Respectfully Submitted,

By: 
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