

**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: Mary Leath
ADDRESS: 8001 National Drive, P.O. Box 8913, Little Rock, AR 72219
PHONE NUMBER: 682-0744 **FAX NUMBER:** 682-0880

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. 23 (Hazardous Waste Management); 2004 Annual Update

2. What is the subject of the proposed rule? Adopts newly-revised federal rules published between December, 2002 and August, 2004; revisions to state provisions of hazardous waste management program; encourage recycling of consumer electronic items

3. Is this rule required to comply with federal statute or regulations? Yes.
If Yes, please provide the federal statute and or regulation citation: 40 CFR Part 271

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? N/A
When does the emergency rule expire? N/A
Will this emergency rule be promulgated under the regular provisions of the Administrative Procedures Act? N/A

5. Is this a new rule? No – update of existing regulations.
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If yes, please provide a copy of the repealed rule.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.
Attached.

6. What State or federal law or regulation grants the authority for this proposed rule?

Arkansas Hazardous Waste Management Act, A.C.A. §§ 8-7-209(b)(1)
Arkansas Remedial Action Trust Fund Act, A.C.A. §§ 8-7-506

7. What is the purpose of this proposed rule? Why is it necessary? Needed to update State regulations with newly-revised federal provisions; update and refine components of the state hazardous waste management program.

8. Will a public hearing be held on this proposed rule? Yes.

(If yes, state the date, time, and location of the public hearing. 2:00 p.m., October 6, 2004, at the ADEQ Building D Training Room, 8101 Interstate 30, Little Rock.

9. When does the public comment period expire? 4:30 p.m., October 20, 2003

10. What is the proposed effective date of this rule? January 2005 (10 days following filing, after December 2004 APC&E Commission meeting)

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, etc. 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, 1400 W. Markham Street, Little Rock, AR 72201, (501) 374-0263	A,C	X	