

**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: Karen Bassett
ADDRESS: 8001 National Drive, Little Rock, AR 72219
PHONE NUMBER: 682-0744 **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. 32 (Environmental Professional Certification)

2. What is the subject of the proposed rule? Revision of the existing Regulation to incorporate changes necessary by the enactment of Act 864 of 2007 (SB 829) with respect to the certification of individual consultants who perform investigation and cleanup of clandestine drug laboratories.

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? 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 regulation.
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If yes, please provide a copy of the repealed rule.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?

Act 864 of 2007 (SB 829), which was codified at Ark. Code, Ann. §§ 8-7-1401 *et seq.*

7. What is the purpose of this proposed rule? Why is it necessary? To revise the regulation to conform to the provisions of Act 864 of 2007.

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., March 3, 2008, in the Commission Room at the Department's headquarters at 5301 Northshore Drive, North Little Rock.

9. When does the public comment period expire? 4:30 p.m., March 17, 2008

10. What is the proposed effective date of this rule? May, 2008 (10 days following filing, after April 2008 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 Department of Health, 4815 W. Markham St., Little Rock, AR 72205, (501) 661-2833	A	X	
Arkansas Realtors Association	A	X	
Arkansas Manufactured Home Association	A	X	
Arkansas State Crime Lab	A	X	
Arkansas Municipal League	A	X	