

MINUTE ORDER NO. 91-26

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Pursuant to public notice and comment the Commission on Pollution Control and Ecology hereby adopts the draft Amended Regulation No. 10 provided that:

1. Based on recent changes to the EPA/State Operating Agreement, terminology is clarified in Section 5-300 and throughout the document to differentiate between interest and financing/servicing fees in repayments, so that interest can be deposited in the RLF as required and refinancing/servicing fees can be used to administer the program.
2. Based on general support comments from the Arkansas Consulting Engineers Committee (ACEC), a sentence is added to clarify the method of payment on certain engineering fees in Section 5-100 (1).
3. Based on recommendations from the ACEC, Section 6-700 is changed to read that retainage will be in keeping with state law.
4. Based on recommendation from ACEC, costs of plant sites and right-of-ways are made eligible.
5. Based on recommendations from ACEC, eligibility of change orders in Section A-200 is clarified.
6. Editorial and minor administrative changes are made to meet current Federal and State program requirements.

BY ORDER OF THE COMMISSION ON POLLUTION CONTROL AND ECOLOGY

BY: *[Signature]*
CHAIRMAN

ATTEST: *[Signature]*
RANDALL MATHIS, DIRECTOR

COMMISSIONERS

APPROVED: *[Signature]*
GOVERNOR

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[Signature] SUBMITTED BY: Tonie Patterson DATE PASSED: July 26, 1991
Chairman