

ARKANSAS POLLUTION CONTROL
AND ECOLOGY COMMISSION

LOCATION - SUBJECT _____

Regulation No. 23

Hazardous Waste Management

Emergency Rulemaking - Reynolds

Docket No. 98-001-R

MINUTE ORDER NO. 98-²⁵25

PAGE 1 OF 2

In order to maintain regulations as protective as federal law and to ensure the State's legal authority to properly regulate waste generated by the Reynolds Metals Company potliner treatment facility, the Commission hereby invokes its emergency rulemaking powers under A.C.A. §8-4-202(e) and Regulation No. 8, §3.3 to make the following change to the Arkansas Hazardous Waste Management Code:

Arkansas Pollution Control & Ecology Commission
Regulation No. 23, (Hazardous Waste Management) Section
261, Appendix IX, is amended by removing the entry
"Reynolds Metals Company, Gum Springs, AR" and its
following related text.

As documentation and rationale for this action, the Commission cites the Federal Register notice published by EPA announcing the "re-listing" of kiln residue from the Reynolds treatment process as a hazardous waste. 62 Fed. Reg. 63463. The Department shall expeditiously begin the procedures for notice and comment of a final regulation "re-listing" the Reynolds kiln residue as a hazardous waste.

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MINUTE ORDER NO. 98-05

PAGE 2 OF 2

PROMULGATED THIS 23rd DAY OF JANUARY 1998 BY
ORDER OF THE ARKANSAS POLLUTION CONTROL AND ECOLOGY COMMISSION.

BY: Julia Peck Mobley
Julia Peck Mobley, Chair

ATTEST: Randall Mathis
Randall Mathis, Director

APPROVED: Mike Huckabee
Mike Huckabee, Governor

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Julia Peck Mobley
Chair

SUBMITTED BY: Mike Bates PASSED: 01/23/98