

## **NOTICE OF PUBLIC HEARING**

The Arkansas Pollution Control and Ecology Commission will hold a public hearing September 26, 2005, at Little Rock to receive public comments on proposed changes to Commission Regulation No. 12, which governs the Arkansas Regulated Storage Tank (RST) program. The hearing will begin at 2:00 p.m. in the Arkansas Department of Environmental Quality's (ADEQ) Building D Training Room, 8101 Interstate 30.

Authority for the proposed Commission action is found in the Arkansas Code, Annotated, Sec. 8-7-801 et seq., and Sec. 8-7-901 et seq.

Proposed revisions to Regulation No. 12 generally are being offered in order to comply with recent state legislation affecting the state's RST program. The proposed changes include a provision to add letters of credit and cash bonds to be used as forms of financial assurance for licensed installers and testers of underground storage tanks; an increase of the annual registration fee from \$50 to \$75; addition of language giving the ADEQ the right of subrogation in cost recovery matters; changes to the portion of the regulation dealing with interim payments for reimbursement of remedial actions; elimination of provisions for issuance of a Certificate of Eligibility; and addition of language to exclude from registration requirements aboveground storage tanks located on farms whose contents are used solely for agricultural purposes.

Copies of the proposed changes to Regulation No. 12 are available for public inspection during normal business hours at the ADEQ Customer Service Division in the agency's Building D, 8101 Interstate 30, Little Rock, AR, or at ADEQ information depositories located in public libraries at Arkadelphia, Batesville, Blytheville, Camden, Clinton, Crossett, El Dorado, Fayetteville, Forrest City, Fort Smith, Harrison, Helena, Hope, Hot Springs, Jonesboro, Little Rock, Magnolia, Mena, Monticello, Mountain Home, Russellville, Pocahontas, Searcy, Stuttgart, Texarkana, and West Memphis; in campus libraries at the University of Arkansas at Pine Bluff and the University of Central Arkansas at Conway; and in the Arkansas State Library located on the State Capitol grounds in Little Rock.

A complete listing of the proposed changes to Regulation 12 can be found on the Drafts of Proposed Regulations page of the ADEQ's Internet web site at the following Internet address: [www.adeq.state.ar.us/regs/drafts/draft\\_regs.htm](http://www.adeq.state.ar.us/regs/drafts/draft_regs.htm) .

Oral and written comments will be accepted at the hearing, but written comments are preferred in the interests of accuracy. In addition, written or electronic mail comments will be accepted if submitted no later than 4:30 p.m. October 10, 2005. Written comments should be delivered or mailed to Doug Szenher, Customer Service Division, Arkansas Department of Environmental Quality, P.O. Box 8913, Little Rock, AR 72219-8913. Electronic mail comments should be sent to [reg-comment@adeq.state.ar.us](mailto:reg-comment@adeq.state.ar.us) .

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