

**BEFORE THE ARKANSAS POLLUTION CONTROL
AND ECOLOGY COMMISSION**

IN THE MATTER OF REQUEST BY)
HALLIBURTON ENERGY SERVICES, INC.)
TO INITIATE RULEMAKING TO AMEND) **DOCKET NO. 16-003-R**
REGULATION NO. 2)

**HALLIBURTON ENERGY SERVICES, INC.’S MOTION FOR FINAL APPROVAL OF
PROPOSED AMENDMENTS TO REGULATION NO. 2**

Petitioner, Halliburton Energy Services, Inc. (“HESI”), in support of its Motion For Final Approval of Proposed Amendments to Arkansas Pollution Control and Ecology Commission (“APC&EC” or “the Commission”) Regulation No. 2 to amend chloride, sulfate, and total dissolved solids (“TDS”) water quality standards for Chamberlain Creek and portions of Cove Creek, Lucinda Creek, Reyburn Creek, Rusher Creek, and Scull Creek (which includes Clearwater Lake), states as follows:

1. By Minute Order 16-11, adopted on July 22, 2016, the Commission granted HESI’s Petition to Initiate Third-Party Rulemaking.
2. Public notice of the rulemaking was published in the *Arkansas Democrat-Gazette* on August 1st and 2nd of 2016. A public hearing was held at Magnet Cove High School in Magnet Cove, Arkansas, on September 27, 2016, at 6:00 p.m. No public comments were made at the hearing. The deadline for submitting written public comments was October 12, 2016.
3. HESI is filing its Statement of Basis and Purpose with this motion. It is attached hereto as Exhibit A.
4. HESI filed its Responsive Summary on December 8, 2016. A copy of it is attached hereto as Exhibit B. ADEQ filed its Responsive Summary on February 15, 2017, and it is part of the docket in this proceeding.

5. A final, revised regulation without strikethroughs or markups is attached hereto as Exhibit C.

6. A Regulation Tracking Sheet is attached hereto as Exhibit D.


7. On Monday, June 5, 2017, HESI and ADEQ appeared before the Joint House and Senate Public Health, Welfare and Labor Committee where HESI's third-party rulemaking was reviewed. On Tuesday, June 13, 2017, HESI and ADEQ appeared before the ALC Administrative Rules & Regulations Subcommittee where HESI's third-party rulemaking was reviewed and the subcommittee recommended that it be approved. HESI's third-party rulemaking was approved by the Legislative Council on June 16, 2017. Documented approval from the Governor's office and Legislative Council Committee is attached hereto as Exhibit E.

8. A Proposed Minute Order adopting the proposed revisions is attached hereto as Exhibit F.

WHEREFORE, HESI requests that the Commission adopt the amendments to APC&EC Regulation No. 2 as set forth in Exhibit C.

Respectfully submitted

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By 


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Counsel for Halliburton Energy Services, Inc.

CERTIFICATE OF SERVICE

I hereby certify that on this 9th day of August, 2017, I served a copy of the foregoing Motion for Final Approval of Proposed Amendments to Regulation No. 2 on the following by United States Mail, first class postage prepaid:

Michael McAlister
Acting Chief Counsel, Legal Division
Arkansas Department of Environmental Quality
5301 Northshore Drive
North Little Rock, AR 72118



Michael B. Heister