

ADEQ REGULATIONS TRACKING SHEET

Regulation No. 2 **Common Name:** Water Quality Standards (Triennial Review – Phase 1)

1. **Strawman review** of draft regulations by key groups.

	<u>initiated</u>	<u>completed</u>	<u>incorporated</u>
EPA	<u>✓</u>	<u>✓</u>	<u>✓</u>
ADEQ Legal/Admin.	<u>✓</u>	<u>✓</u>	<u>✓</u>
Industrial/ Environmental Groups	<u>✓</u>	<u>✓</u>	<u>✓</u>

Comments: The amendment of Regulation No. 2 is necessary in order to establish processes for 1) the use of an Extraordinary Resource Water ("ERW"), Ecologically Sensitive Waterbody ("ESW"), or Natural and Scenic Waterway ("NSW") without significant physical alteration of habitat; 2) the removal of the designated use of ERW, ESW, or NSW to construct a domestic water supply reservoir on a free-flowing stream; and 3) to add the designated use of ERW, ESW, or NSW to a waterbody.

2. Proposed regulations presentation to Commission's **Regulations Committee** for approval to proceed to public comment period.

Date: September 22, 2007 *By:* Mary Leath

Comments/Approval: Committee recommended adoption of Petition to initiate rule-making

3. **Legal notice** of proposed regulations and public hearing.

<u>publication</u>	<u>dates of publication</u>
<u>Arkansas Democrat-Gazette</u>	<u>October 1 and 2, 2006</u>

4. Provide **Legislative Council** with three copies of proposed regulations and the legislative questionnaire at least ten days prior to the first public hearing.

5. Hold **public hearing(s)** on the proposed regulations.

<u>location</u>	<u>date</u>	<u>hearing chairman</u>
Arkansas State University-Mountain Home	November 16, 2006	Commissioner Bootsie Ackerman
Clarion Inn, Fayetteville	November 20, 2006	Commissioner Bootsie Ackerman
South Arkansas Community College, El Dorado	November 27, 2006	Commissioner John Shannon
Northridge Middle School, Van Buren	December 4, 2006	Chair Dana Samples
Harrison High School, Harrison	December 11, 2006	Chair Dana Samples
National Park Community College, Hot Springs	January 4, 2007	Commissioner Thomas Schueck
Montgomery County Courthouse, Mt. Ida	January 4, 2007	Commissioner John Shannon
Arkansas Tech University, Russellville	January 18, 2007	Commissioner Randy Young
Henderson State University, Arkadelphia	January 18, 2007	Commissioner Lynn Sickel

6. Date of final day of public comment period: February 5, 2007, 4:30 p.m.
7. **Final proposed regulation and response to comments** prepared by Department.
Date initiated: February 6, 2007 *Date completed:* August 17, 2007
8. Formal presentation to the **Public Health & Welfare Committee** of the Legislative Council.
Date: September 20, 2007 (scheduled) *By:* Teresa Marks/Mary Leath
Comments/Approval: Anticipate Approval Received by Committee
9. Formal presentation of proposed final regulation to the **Administrative Rules & Regulations Subcommittee** of the Legislative Council (All Regs).
Date: July 5 and September 6, 2007 *By:* Teresa Marks/Mary Leath
Comments/Approval: Approval Received by Committee
10. Formal presentation of proposed final regulation to the **Agriculture, Forestry, and Economic Development Subcommittee** of the Legislative Council (All Regs).
Date: August 15, 2007 *By:* Teresa Marks/Mary Leath
Comments/Approval: Approval Received by Committee
11. Presentation of proposed final regulation to Commission's **Regulations Committee**.
Date: September 28, 2007 *By:* Teresa Marks/Mary Leath
Comments/Approval: _____
12. Provide Commission members with copy of proposed final regulation prior to Commission meeting.
Date Delivered: September 7, 2007
13. Present proposed final regulation to the **Commission** for adoption.
Date: September 28, 2007 *By:* Teresa Marks/Mary Leath
Comments/Approval: _____
14. Send two copies of adopted regulation to **Secretary of State** (regulation becomes effective ten days after filing).
Date mailed: October 1, 2007

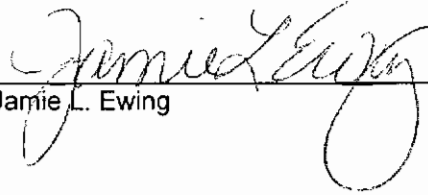
15. Formally submit adopted regulation to **EPA**.

Date mailed: Upon final promulgation of Regulation

PREPARED BY:
AKRANSAS DEPARTMENT
OF ENVIRONMENTAL QUALITY

By: _____

Jamie L. Ewing

A handwritten signature in cursive script, appearing to read "Jamie L. Ewing", is written over a horizontal line. The signature is fluid and stylized, with a large loop at the end.