

ADEQ REGULATIONS TRACKING SHEET

Regulation No. 11

Common Name: Regulations for Solid Waste Disposal Fees; Landfill Post-Closure Trust Fund; and Recycling Grants Program

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

	<u>initiated</u>	<u>completed</u>	<u>incorporated</u>
EPA	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
ADEQ Legal/Admin.	<u>√</u>	<u>√</u>	<u>√</u>
Industrial/ Environmental Groups	<u>√</u>	<u>√</u>	<u>√</u>

Comments: The amendments to Regulation No. 11 incorporate statutory changes passed by the General Assembly that amend various provisions of the Solid Waste Management and Recycling Fund Act, Ark. Code Ann. § 8-6-601 et seq., particularly Act 602 and Act 819 of 2011, Act 189 of 2009, and Act 1325 of 2005; establishes regulations for the Computer and Electronic Equipment Recycling and Grant Program; clarifies provisions of the Landfill Post-Closure Trust Fund; clarifies the recycling grant program timelines and obligations contained in Ark. Code Ann. § 8-6-609; and makes minor stylistic revisions.

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

Date: July 27, 2012

By: Lorielle Gutting, Attorney, ADEQ

Comments/Approval: Committee recommended adoption of Petition to Initiate Rulemaking

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

publication

dates of publication

Arkansas Democrat-Gazette

August 1 and 2, 2012

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.

location

date

hearing chairman

ADEQ Headquarters, NLR

September 5, 2012

Mr. Stan Jorgensen, APC&EC Chair

6. Date of final day of public comment period: October 5, 2012, 4:30 p.m.

7. **Final proposed regulation** and **response to comments** prepared by Department.

Date initiated: October 20, 2012

Date filed: October 29, 2012

8. Formal presentation to the **Public Health & Welfare Committee** of the Legislative Council.
Date: December 11, 2012 *By:* Karen Bassett, Chief Deputy Director, ADEQ
Comments/Approval: Passed out of Committee as Reviewed

9. Formal presentation of proposed final regulation to the **Administrative Rules & Regulations Subcommittee** of the Legislative Council (All Regs).
Date: December 12, 2012 *By:* Karen Bassett, Chief Deputy Director, ADEQ
Comments/Approval: Passed out of Committee as Reviewed

10. Presentation of proposed final regulation to Commission's **Regulations Committee**.
Date: January 25, 2012 *By:* Lorielle Gutting, Attorney Specialist, ADEQ
Comments/Approval: Anticipate recommendation for adoption

11. Provide Commission members with copy of proposed final regulation prior to Commission meeting.
Date Delivered: December 21, 2012

12. Present proposed final regulation to the **Commission** for adoption.
Date: January 25, 2012 *By:* Lorielle Gutting, Attorney Specialist, ADEQ
Comments/Approval: Anticipate adoption of amendments

13. Send two copies of adopted regulation to **Secretary of State** (regulation becomes effective ten days after filing).
Date mailed: January 28, 2012 (anticipated)

14. Formally submit adopted regulation to **EPA**.
Date mailed: Not applicable to this regulation.

PREPARED BY:
ARKANSAS DEPARTMENT
OF ENVIRONMENTAL QUALITY

By: 
Lorielle Gutting, Attorney Specialist