

FINANCIAL IMPACT STATEMENT**PLEASE ANSWER ALL QUESTIONS COMPLETELY**

DEPARTMENT Arkansas Department of Environmental Quality
DIVISION Solid Waste Management Division
PERSON COMPLETING THIS STATEMENT Lorielle Gutting
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To comply with Act 1104 of 1995, please complete the following Financial Impact Statement and file two copies with the questionnaire and proposed rules.

SHORT TITLE OF THIS RULE Waste Tire Regulation

1. **Does this proposed, amended, or repealed rule have a financial impact?**
 Yes X No _____

2. **Does this proposed, amended, or repealed rule affect small businesses?**
 Yes X No _____

If yes, please attach a copy of the economic impact statement required to be filed with the Arkansas Economic Development Commission under Arkansas Code § 25-15-301 *et seq.*

Pursuant to Ark. Code Ann. § 25-15-302(a)(2)(C), the proposed amendment substantially codifies existing state law and therefore is exempt from the analysis.

3. **If you believe that the development of a financial impact statement is so speculative as to be cost prohibited, please explain.**

ADEQ proposes to initiate this rulemaking to incorporate legislative changes, particularly Act 744 of 2011, which added a definition for wide-base tire or extra-wide single tire, as well as to update the definitions of automobile tire and truck tire to bring them current with industry standards. The Department proposes this rulemaking to make the provisions of Regulation No. 14 conform to the statutory language of the state act and to make minor stylistic revisions. Any financial impact would be either positive or neutral. A fee on wide-base or extra-wide single tires will cover the costs associated with disposal of these type of tires. It will eliminate tire retailers from having to pay for their disposal out of their profits. It will eliminate regional solid waste management district boards (in areas where there is no extra fee charged on "non-fee paid" tires) from having to stretch funds received for disposal on other types of tires in order to cover the costs associated with disposal of wide-base or extra-wide single tires. The Department does not have data to determine how many of this type of tire are managed within the state. Therefore, the amount of saving to tire retailers and to the regional solid waste management district boards is unknown. The District Boards that do currently charge tire retailers to accept

these types of tires will have those fees offset by the extra grant monies that will become available.

4. **If the purpose of this rule is to implement a federal rule or regulation, please give the incremental cost for implementing the rule. Please indicate if the cost provided is the cost of the program.**

<u>Current Fiscal Year</u>		<u>Next Fiscal Year</u>
N/A		N/A
General Revenue _____		General Revenue _____
Federal Funds _____		Federal Funds _____
Cash Funds _____	Cash	Funds _____
Special Revenue _____		Special Revenue _____
Other (Identify) _____		Other _____
(Identify) _____		
Total _____		Total _____

5. **What is the total estimated cost by fiscal year to any party subject to the proposed, amended, or repealed rule? Identify the party subject to the proposed rule and explain how they are affected.**

<u>Current Fiscal Year</u>	<u>Next Fiscal Year</u>
\$ <u>unknown</u>	\$ <u>unknown</u>

6. **What is the total estimated cost by fiscal year to the agency to implement this rule? Is this the cost of the program or grant? Please explain.**

<u>Current Fiscal Year</u>	<u>Next Fiscal Year</u>
\$ _____	\$ _____
<u>no change from prior years</u>	
_____	_____
_____	_____