

**QUESTIONNAIRE FOR FILING PROPOSED RULES AND REGULATIONS  
WITH THE ARKANSAS LEGISLATIVE COUNCIL AND JOINT INTERIM  
COMMITTEE**

DEPARTMENT/AGENCY Arkansas Department of Environmental Quality  
DIVISION Solid Waste Management Division  
DIVISION DIRECTOR Roger Lawrence  
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**INSTRUCTIONS**

- A. Please make copies of this form for future use.
- B. Please answer each question **completely** using layman terms. You may use additional sheets, if necessary.
- C. If you have a method of indexing your rules, please give the proposed citation after "Short Title of this Rule" below.
- D. Submit two (2) copies of this questionnaire and financial impact statement attached to the front of two (2) copies of the proposed rule and required documents. Mail or deliver to:

**Donna K. Davis  
Administrative Rules Review Section  
Arkansas Legislative Council  
Bureau of Legislative Research  
Room 315, State Capitol  
Little Rock, AR 72201**

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- 1. **What is the short title of this rule?**  
Regulation No. 14: Regulations and Administrative Procedures for the Waste Tire Program.
- 2. **What is the subject of the proposed rule?**  
The administrative procedures of the Waste Tire Program.
- 3. **Is this rule required to comply with a federal statute, rule, or regulation? Yes \_\_\_\_\_**  
**No X \_\_\_\_\_**

**If yes, please provide the federal rule, regulation, and/or statute citation.**

Not applicable.

- 4. **Was this rule filed under the emergency provisions of the Administrative Procedure Act? Yes \_\_\_\_\_ No X \_\_\_\_\_**

**If yes, what is the effective date of the emergency rule?**

Not applicable.

When does the emergency rule expire?

Not applicable.

Will this emergency rule be promulgated under the permanent provisions of the Administrative Procedure Act? Yes \_\_\_\_\_ No X \_\_\_\_\_

5. Is this a new rule? Yes \_\_\_\_\_ No X \_\_\_\_\_ If yes, please provide a brief summary explaining the regulation.

Not applicable.

Does this repeal an existing rule? Yes \_\_\_\_\_ No X \_\_\_\_\_ If yes, a copy of the repealed rule is to be included with your completed questionnaire. If it is being replaced with a new rule, please provide a summary of the rule giving an explanation of what the rule does.

Not applicable.

Is this an amendment to an existing rule? Yes X No \_\_\_\_\_ If yes, please attach a mark-up showing the changes in the existing rule and a summary of the substantive changes.

Note: The summary should explain what the amendment does, and the mark-up copy should be clearly labeled "mark-up."

6. Cite the state law that grants the authority for this proposed rule? If codified, please give Arkansas Code citation.

Ark. Code Ann. § 8-9-403 *et seq.*

7. What is the purpose of this proposed rule? Why is it necessary?

To make the regulation consistent with Act 744 of 2011; to correct a typographical error which references Chapter 13 instead of Chapter 14; to clarify the definition of "quantity"; and make formatting and stylistic changes.

8. Please provide the address where this rule is publicly accessible in electronic form via the Internet as required by Arkansas Code § 25-19-108(b).

[http://www.adeq.state.ar.us/regs/drafts/draft\\_regs.htm](http://www.adeq.state.ar.us/regs/drafts/draft_regs.htm)

9. Will a public hearing be held on this proposed rule? Yes X No \_\_\_\_\_  
If yes, please complete the following:

Date: Wednesday, March 7, 2012

Time: 2:00 – 4:00 p.m.

Place: Commission Room, ADEQ Headquarters, 5301 Northshore Drive, North Little Rock,, AR

**EXHIBIT B**

10. **When does the public comment period expire for permanent promulgation? (Must provide a date.)** 4:30 p.m. March 21, 2012

11. **What is the proposed effective date of this proposed rule? (Must provide a date.)**  
April 27, 2012

12. **Do you expect this rule to be controversial? Yes \_\_\_\_\_ No  If yes, please explain.**

Not applicable.

13. **Please give the names of persons, groups, or organizations that you expect to comment on these rules? Please provide their position (for or against) if known.**

Unknown.