

BEFORE THE ARKANSAS POLLUTION CONTROL AND ECOLOGY COMMISSION

IN THE MATTER OF PROMULGATION OF)
REGULATION NO. 1,)
REGULATION FOR THE PREVENTION)
OF POLLUTION BY SALT WATER AND) DOCKET NO. 18- ____-R
OTHER OIL FIELD WASTES PRODUCED)
BY WELLS IN ALL FIELDS OR POOLS)

PETITION TO INITIATE RULEMAKING
TO AMEND REGULATION NO. 1: REGULATION FOR THE PREVENTION OF
POLLUTION BY SALT WATER AND OTHER OIL FIELD WASTES PRODUCED BY
WELLS IN ALL FIELDS OR POOLS

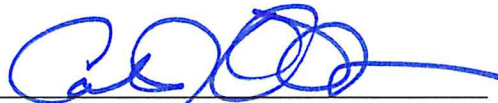
Comes now the Arkansas Department of Environmental Quality (ADEQ), by and through Caleb Osborne, Associate Director for the Office of Water Quality, and for its Petition to Initiate Rulemaking to Amend Arkansas Pollution Control & Ecology Commission (APC&EC) Regulation No. 1: Regulation for the Prevention of Pollution by Salt Water and Other Oil Field Wastes Produced by Wells in All Fields or Pools, states:

1. The Arkansas Water and Air Pollution Control Act, Ark. Code Ann. § 8-4-101 *et seq.*, establishes the Commission's authority for the rulemaking.
2. The proposed amendments to the regulation:
 - a. Simplify the name of the program to Prevention of Pollution by Oil Field Wastes;
 - b. Eliminate a duplicative permitting process for Disposal Wells that are not Commercial Disposal Wells or High Volume Disposal Systems by establishing permit by rule for Disposal Wells permitted by the Arkansas Oil and Gas Commission (AOGC);
 - c. Update definitions; and

- d. Make minor revisions to include correcting typographical, grammatical, errors and updating formatting to conform with current stylistic guidance throughout the regulation.
3. Exhibits attached to this petition and incorporated by reference include:
- a. Exhibit A – A markup version of the regulation showing the proposed changes;
 - b. Exhibit B – Governor’s Approval;
 - c. Exhibit C – Bureau of Legislative Research (BLR) Questionnaire;
 - d. Exhibit D – BLR Financial Impact Statement;
 - e. Exhibit E – APC&EC Economic Impact/Environmental Benefit Analysis;
 - f. Exhibit F – Proposed Minute Order.

WHEREFORE, ADEQ respectfully requests the APC&EC initiate the rulemaking process, adopt the proposed Minute Order to initiate the rulemaking process, and promulgate the proposed permanent amendments to Regulation No. 36 after the completion of the rulemaking process.

Respectfully submitted,



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