

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

DEPARTMENT/AGENCY	<u>Arkansas Department of Environmental Quality</u>
DIVISION	<u>Solid Waste Management Division</u>
DIVISION DIRECTOR	<u>Steve Martin, Chief, Solid Waste Management Division</u>
CONTACT PERSON	<u>Anne Weinstein, Legal Division</u>
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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:

Attention: Donna K. Davis
Subcommittee on Administrative Rules and Regulations
Arkansas Legislative Council
Bureau of Legislative Research
Room 315, State Capitol
Little Rock, AR 72201

- 1. **What is the short title of this rule?** APC&EC Regulation 11 (Regulations for Solid Waste Disposal Fees; Landfill Post-Closure Trust Fund; and Recycling Grants Program)
- 2. **What is the subject of the proposed rule?** Costs eligible for grant assistance from the solid waste management and recycling fund.
- 3. **Is this rule required to comply with federal statute or regulations?** No
If yes, please provide the federal regulation and/or statute citation.
- 4. **Was this rule filed under the emergency provisions of the Administrative Procedure Act?** No
If yes, what is the effective date of the emergency rule? N/A
When does the emergency rule expire? N/A
Will this emergency rule be promulgated under the permanent provisions of the Administrative Procedure Act? N/A

5. **Is this a new rule?** No
If yes, please provide a brief summary explaining the regulation.
Does this repeal an existing rule? No
If yes, a copy of the repealed rule is to be included with your completed questionnaire.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.
Is this an amendment to an existing rule? Yes
If yes, please attach a mark-up showing the changes in the existing rule and a summary of the substantive changes.
6. **Cite the state law that grants the authority for this proposed rule? If codified, please give Arkansas Code citation.** Arkansas Code Annotated §8-6-609 (c) (1).

What is the purpose of this proposed rule? Why is it necessary? The changes proposed to Regulation 11 make the regulation consistent with state law.
7. **Will a public hearing be held on this proposed rule?** Yes
If yes, please complete the following:
- | | |
|--------|------------------------------------------------------|
| Date: | Week of November 7, 2005 |
| Time: | To be announced by public notice |
| Place: | ADEQ Building D Training Room, Little Rock, Arkansas |
8. **When does the public comment period expire for permanent promulgation?**
10 business days after the date of the public hearing; on or about week of November 21, 2005
9. **What is the proposed effective date of this proposed rule?** On or about January 31, 2006
10. **Do you expect this rule to be controversial?** No
If yes, please explain.
11. **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.**