

MEMORANDUM

TO: ROGER LAWRENCE
CHIEF, SWM DIVISION

THROUGH: TAMMY HARRELSON
CHIEF, LEGAL DIVISION

FROM: LORIELLE GUTTING
STAFF ATTORNEY, LEGAL DIVISION

DATE: July 2, 2012

RE: ANALYSIS OF PROPOSED CHANGES
FOR REGULATION NO. 11

Pursuant to Ark. Code Ann. § 25-15-302, a determination must be made whether or not the proposed rules will affect small businesses.

1. The proposed amendment incorporates 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. The proposed amendment will not have an effect on small businesses. Therefore, there is no means known to exist to make the rule less costly for small businesses without compromising the objective of the rule pursuant to Ark. Code Ann. § 25-15-302(b).