

Exhibit B:

Governor's Approval

Evyan, Janelle

From: Vu Ritchie <Vu.Ritchie@governor.arkansas.gov>
Sent: Tuesday, July 26, 2016 4:47 PM
To: Evyan, Janelle
Cc: Keogh, Becky; Chapman, Julie
Subject: Re: ADEQ Regulation No. 11 - Request for Governor's Approval for Regulatory Amendments Consistent with Changes in State Law

Janelle,

The Governor has approved for promulgation ADEQ's Regulation No. 11 as submitted. Please proceed with the promulgation process. If you have any questions or concerns, please feel free to contact me.

Thanks,
Vu

Andrew "Vu" Ritchie
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Office of Governor Asa Hutchinson
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vu.ritchie@governor.arkansas.gov

From: "Evyan, Janelle" <evyan@adeq.state.ar.us>
Date: Thursday, June 30, 2016 at 5:39 PM
To: Vu Ritchie <vu.ritchie@governor.arkansas.gov>
Cc: Tori Gordon <Tori.Gordon@governor.arkansas.gov>
Subject: ADEQ Regulation No. 11 - Request for Governor's Approval for Regulatory Amendments Consistent with Changes in State Law

Hi Vu,

I am an attorney with the Arkansas Department of Environmental Quality (ADEQ) who works for Julie Chapman to handle regulations and legislation for the agency. Tori usually reviews our regulatory amendments, but as you know, she is to begin work at ADEQ shortly and advised me to send this to you for review.

The purpose of this email is to request the Governor's approval pursuant to EO 15-02 for changes to Regulation No. 11 promulgated by the Arkansas Pollution Control and Ecology Commission. I have attached the completed request, the "clean" draft of the regulation with the markup incorporated, the markup draft, and both Acts of the Arkansas General Assembly that necessitated these regulatory amendments.

As background information, Regulation No. 11 concerns solid waste landfill disposal fees, the Landfill Post-Closure Trust Fund, the Solid Waste Management and Recycling Fund distribution, and recycling grant programs. In the 2015 Regular Session of the General Assembly, two acts were passed that affected Regulation No. 11 – Acts 1037 and 1176. Act 1037 authorized ADEQ to use Landfill Post-Closure Trust Fund monies for the closure of a waste tire processing facility or disposal site. Act 1176 clarified the effect of Act 1333 of 2013, making the computer and electronic equipment recycling program a funding distribution program instead of a grant program.

The changes to Regulation No. 11 do not have a fiscal impact. The exclusive purpose of this regulation is to make it consistent with current state law. Please let me know if you have any questions. Thanks!

Janelle Evyan

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