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

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INSTI	RUCTIONS
A. B.	Please make copies of this form for future use. Please answer each question <u>completely</u> 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 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? Regulations of the Arkansas Plan of Implementation for Air Pollution Control
2.	What is the subject of the proposed rule?
	Regulation 19 is a federally-required state implementation plan for air pollution control permits and enforcement.
3.	Is this rule required to comply with federal statute or regulations? Yes_XNo
	If yes, please provide the federal regulation and/or statute citation.
	Clean Air Act, 42 USC §7401 et seq.
4.	Was this rule filed under the emergency provisions of the Administrative Procedure Act? YesNoX
	If yes, what is the effective date of the emergency rule?
	When does the emergency rule expire?

	Will this emergency rule be promulgated under the permanent provisions of the Administrative Procedure Act? Yes No
5.	Is this a new rule? Yes NoX If yes, please provide a brief summary explaining the regulation.
	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 Yes No X If yes, a copy of the repealed rule is to be included with your completed questionnaire.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.
	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."
	The amendments adopt the newest regulations promulgated by EPA for the new source review (NSR) permitting program, adopt provisions for issuing permits in areas not attaining the national ambient air quality standards, and require Stage 1 vapor recovery systems in areas not attaining the national ambient air quality standards.
6.	Cite the state law that grants the authority for this proposed rule? <u>If codified, please give Arkansas Code citation</u> .
	Arkansas Water and Air Pollution Control Act, Ark. Code Ann. §8-4-101 et seq.
7.	What is the purpose of this proposed rule? Why is it necessary?
	EPA has issued new rules for the implementation of the new source review (NSR) permitting program. Additionally, Crittenden County has been designated as not attaining the national ambient air quality standards for ozone. This is the first such designation for Arkansas. The additional provisions specify the basic federal requirements for issuing permits in such areas and a corrective action to bring ozone levels below federally mandated standards.
8.	Will a public hearing be held on this proposed rule? Yes X No
9.	When does the public comment period expire for permanent promulgation? (Must provide a date.) _ November 12, 2004
10.	What is the proposed effective date of this proposed rule? (Must provide a date.) <u>December 3, 2004</u>
11. 12.	Do you expect this rule to be controversial? Yes No X If yes, please explain. 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.  Local government officials (for); Arkansas Oil Marketers Association (unknown).