

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

**DEPARTMENT/AGENCY** Arkansas Department of Environmental Quality  
**DIVISION** Surface Mining and Reclamation Division  
**DIVISION DIRECTOR** James F. Stephens, P.G.  
**CONTACT PERSON** James F. Stephens  
**ADDRESS** P.O. Box 8913 Little Rock, AR 72219-8913  
**PHONE NO.** 682-0807 **FAX NO.** 682-0880 **E-MAIL** stephens@adeq.state.ar.us

**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:

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

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- 1. What is the short title of this rule? **The Arkansas Coal Mining and Reclamation Code**
  
- 2. What is the subject of the proposed rule? **To revise Arkansas' program to be consistent with the corresponding Federal regulations and to enhance enforcement of the State program.**
  
- 3. Is this rule required to comply with federal statute or regulations? Yes  X  No  \_\_\_\_\_   
If yes, please provide the federal regulation and/or statute citation. **30 CFR Part 700 to end**
  
- 4. Was this rule filed under the emergency provisions of the Administrative Procedure Act?  
Yes  \_\_\_\_\_  No  X   
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 \_\_\_\_\_ No  If yes, please provide a brief summary explaining the regulation.

Does this repeal an existing rule? Yes \_\_\_\_\_ No  If yes, a copy of the repealed rule is to be included with your completed questionnaire.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  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."

6. Cite the state law that grants the authority for this proposed rule? If codified, please give Arkansas Code citation. **A.C.A. 15-58-202**

7. What is the purpose of this proposed rule? Why is it necessary? **To revise Arkansas' program to be consistent with the corresponding Federal regulations and to enhance enforcement of the State program.**

8. Will a public hearing be held on this proposed rule? Yes  No \_\_\_\_\_  
If yes, please complete the following:  
Date: week of March 25, 2002  
Time: 2:00 pm  
Place: ADEQ offices, 8001 National Drive, Little Rock, AR 72209

9. When does the public comment period expire for permanent promulgation? (Must provide a date.) \_  
On or about April 15, 2002

10. What is the proposed effective date of this proposed rule? (Must provide a date.)  
May 29, 2002

11. Do you expect this rule to be controversial? Yes \_\_\_\_\_ No  If yes, please explain.

12. 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.