

MEMORANDUM

To: Arkansas Pollution Control and Ecology Commission (“Commission”)

From: Mike Bates, Chief, Air Division, Arkansas Department of Environmental Quality (“ADEQ”)

Date: August 9, 2013

RE: Compliance with Act 143 of 2007

The proposed changes to Regulation No. 21 are not exempt from the requirements of Act 143 of 2007, as amended by Act 809 of 2009. Please see the attached Economic Impact Statement (“EIS”) (Exhibit “E,” of the Rulemaking Packet) and the attached e-mail from ADEQ staff to Ms. Pat Brown of the Arkansas Economic Development Commission (“AEDC”). On August 9, 2013, the proposed rule changes (Exhibit “A,” of the Rulemaking Packet) and EIS were submitted to AEDC for review pursuant to Act 143 of 2007, as amended by Act 809 of 2009. If AEDC provides documentation of its review of the proposed changes to Regulation No. 21, ADEQ will supplement this memorandum by filing the response from AEDC with the Commission's Administrative Hearing Officer, and by placing an electronic copy of the response on the Commission's website.