

## INSTRUCTIONS

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

\*\*\*\*\*

- 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 X 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 Yes \_\_\_\_\_ No X If yes, a copy of the repealed rule is to be included with your completed questionnaire.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."

6. Cite the state law that grants the authority for this proposed rule? If codified, please give Arkansas Code citation.

Act 512 of 2007, codified at A.C.A. § 8-14-104, and Act 1337 of 2003, codified at A.C.A. § 8- 6-606(d)(1). Act 1281, Section 47 of 2007.

7. What is the purpose of this proposed rule? Why is it necessary? The changes incorporate legislative changes as follows: 1) that Class 1 and Class 3 landfill operators must maintain waste receipt records of the weight of waste disposed in the landfill by each hauler or generator; and 2) that after January 1, 2008, no person or entity shall knowingly place or dispose of the bulb or tube portion of an electric lighting device containing more than two-tenths milligram per liter of leachable mercury in a landfill. The proposed rule also incorporates the requirements set forth in Act 1281, Section 47 of 2007 which requires the Arkansas Pollution Control and Ecology Commission to prioritize and authorize the expenditure of any funds in excess of \$50,000 for corrective action at landfills that were permitted and certified closed by ADEQ.

8. Will a public hearing be held on this proposed rule? Yes X No \_\_\_\_\_

If yes, please complete the following:

Date: January 17, 2008

Time: 2:00 pm

Place: APC&EC Commission Room ADEQ 5301 Northshore Drive, North Little Rock, AR

9. When does the public comment period expire for permanent promulgation? (Must provide a date.)

January 28, 2008

10. What is the proposed effective date of this proposed rule? (Must provide a date.)  
\_March 28, 2008\_
11. Do you expect this rule to be controversial? Yes\_\_\_\_\_ No\_X 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.