

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

DEPARTMENT/AGENCY Arkansas Department of Environmental Quality
DIVISION Air Division
DIVISION DIRECTOR Keith Michaels
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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

- 1. What is the short title of this rule? **Regulation No. 26**
- 2. What is the subject of the proposed rule? **Regulations of the Arkansas Operating Air Permit Program**
- 3. Is this rule required to comply with federal statute or regulations? **Yes**

If yes, please provide the federal regulation and/or statute citation. Title V of the federal Clean Air Act, 42 U.S.C. §§7401, et seq., and 40 CFR part 70, as promulgated July 21, 1992 and last modified November 27, 2001
- 4. Was this rule filed under the emergency provisions of the Administrative Procedure Act? **No**

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?
- 5. Is this a new rule? **No** If yes, please provide a brief summary explaining the regulation.

Does this repeal an existing rule? No If yes, a copy of the repealed rule is to be included with your completed questionnaire.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** 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. §8-4-301, et seq.**
7. What is the purpose of this proposed rule? Why is it necessary? **The regulation is intended to meet the requirements of Title V of the federal Clean Air Act, 42 U.S.C. §§7401, et seq., and 40 CFR part 70, as promulgated July 21, 1992 and last modified November 27, 2001, by establishing a comprehensive state air quality permitting program for major sources of air contaminant emissions.**
8. Will a public hearing be held on this proposed rule? **Yes**
If yes, please complete the following:
Date **May 2, 2002**
Time **2:00 pm**
Place **ADEQ, 8101 Interstate 30, Little Rock, AR, Building D, Training Room**
9. When does the public comment period expire for permanent promulgation? **May 16, 2002**
10. What is the proposed effective date of this proposed rule? **August 20, 2002**
11. Do you expect this rule to be controversial? **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.

Arkansas Environmental Federation -- For

FINANCIAL IMPACT STATEMENT

PLEASE ANSWER ALL QUESTIONS COMPLETELY

DEPARTMENT Arkansas Department. of Environmental Quality

DIVISION Air Division

PERSON COMPLETING THIS STATEMENT Frieda Patton

TELEPHONE NO. 501-682-0069 FAX NO. 501-682-0753 EMAIL: patton@adeq.state.ar.us

To comply with Act 1104 of 1995, please complete the following Financial Impact Statement and file two copies with the questionnaire and proposed rules.

SHORT TITLE OF THIS RULE Regulation No. 26

1. Does this proposed, amended, or repealed rule or regulation have a financial impact?
No additional impact
2. If you believe that the development of a financial impact statement is so speculative as to be cost prohibited, please explain.
3. If the purpose of this rule or regulation is to implement a federal rule or regulation, please give the incremental cost for implementing the regulation. Please indicate if the cost provided is the cost of the program.

Current Fiscal Year

General Revenue _____
Federal Funds _____
Cash Funds _____
Special Revenue _____
Other (Identify) _____

No additional impact

Next Fiscal Year

General Revenue _____
Federal Funds _____
Cash Funds _____
Special Revenue _____
Other (Identify) _____

No additional impact

4. What is the total estimated cost by fiscal year to any party subject to the proposed, amended, or repealed rule or regulation? Identify the party subject to the proposed regulation, and explain how they are affected.

Current Fiscal Year

No additional impact

Next Fiscal Year

No additional impact

5. What is the total estimated cost by fiscal year to the agency to implement this regulation?

Current Fiscal Year

No additional impact

Next Fiscal Year

No additional impact