

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

DEPARTMENT/AGENCY Arkansas Department of Environmental Quality
DIVISION Solid Waste
DIVISION DIRECTOR Steve Martin, Chief
CONTACT PERSON Deborah Pitts, Legal Division
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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?
County recycling programs.
- 2. What is the subject of the proposed rule?
This regulation establishes the minimum requirements for adequate recyclable materials collection centers or systems which are convenient for persons to use and which provide citizens of the State of Arkansas the opportunity to recycle.
- 3. Is this rule required to comply with federal statute or regulations? Yes _____ No X _____
If yes, please provide the federal regulation and/or statute citation.
- 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 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 Yes _____ No X If yes, a copy of the repealed rule is to be included with your completed questionnaire.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."

This amendment increases the options of recyclable materials and includes less stringent reporting requirements.

6. Cite the state law that grants the authority for this proposed rule? If codified, please give Arkansas Code citation.
A.C.A. § 8-6-701.
7. What is the purpose of this proposed rule? Why is it necessary?
The purpose of this amended rule is to encourage and promote recycling in order to conserve natural resources, conserve energy, and preserve landfill space.
This amended rule is necessary to divert solid waste from landfills by offering consumers options for management and disposal of materials by means of recycling, reuse, reduction, and composting.
8. Will a public hearing be held on this proposed rule? Yes X No _____
If yes, please complete the following:
Date: Week of August 30, 2004, exact date and time to be determined by the Department's Customer Service Division.
Time: To be announced by public notice.
Place: To be announced by public notice.
9. When does the public comment period expire for permanent promulgation? (Must provide a date.) _
On or about the week of September 13, 2004, exact date dependent upon the exact date of public hearing as set by the Department's Customer Service Division
10. What is the proposed effective date of this proposed rule? (Must provide a date.)
October 22, 2004
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.
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| Arkansas Municipal League | For |
| Arkansas Environmental Federation | For |
| Regional Solid Waste Management Districts | For |
| Arkansas Recycling Coalition | For |
| Solid Waste Association of North America | For |
| Arkansas Association of County Judges | For |