

**EXHIBIT C:**

**Financial Impact Statement**

## **FINANCIAL IMPACT STATEMENT**

**PLEASE ANSWER ALL QUESTIONS COMPLETELY**

**DEPARTMENT** Arkansas Department of Environmental Quality  
**DIVISION** Hazardous Waste Division  
**PERSON COMPLETING THIS STATEMENT** Tom Ezell  
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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**

APC&EC Regulation No. 30, 2011 Annual Update

**1. Does this proposed, amended, or repealed rule have a financial impact?**  
Yes XX No \_\_\_\_\_

**2. Does this proposed, amended, or repealed rule affect small businesses?**  
Yes \_\_\_\_\_ No XX

If yes, please attach a copy of the economic impact statement required to be filed with the Arkansas Economic Development Commission under Ark. Code Ann. § 25-15-301 *et seq.*

*Attached as Exhibit "E" to the rulemaking packet.*

**3. If you believe that the development of a financial impact statement is so speculative as to be cost prohibited, please explain.**

*An estimate of anticipated costs to implement the revisions proposed in this rulemaking is provided under question 5 below.*

**4. If the purpose of this rule is to implement a federal rule or regulation, please give the incremental cost for implementing the rule. Please indicate if the cost provided is the cost of the program.**

<u><b>Current Fiscal Year (2012)</b></u>		<u><b>Next Fiscal Year (2013)</b></u>	
General Revenue:	N/A	General Revenue:	N/A
Federal Funds:	N/A	Federal Funds:	N/A
Cash Funds:	N/A	Cash Funds:	N/A
Special Revenue:	N/A	Special Revenue:	N/A

Other (Identify):	N/A	Other (Identify):	N/A
Total:	N/A	Total:	N/A

*(This revision is not associated with a federal rule or requirement. Federal funds will not be expended against these program requirements.)*

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 What is the total estimated cost by fiscal year to any party subject to the proposed, amended, or repealed rule?** Identify the party subject to the proposed rule and explain how they are affected.

*Anticipated costs to the Arkansas Hazardous Substance Remedial Action Trust Fund, administered by ADEQ:*

<u><b>Current Fiscal Year (2012)</b></u>		<u><b>Next Fiscal Year (2013)</b></u>	
General Revenue:	N/A	General Revenue:	N/A
Federal Funds:	N/A	Federal Funds:	N/A
Cash Funds:	N/A	Cash Funds:	N/A
Special Revenue:	N/A	Special Revenue:	<b>\$ 300,000.00</b>
Other (Identify):	N/A	Other (Identify):	N/A
Total:	N/A	Total:	N/A

**6. What is the total estimated cost by fiscal year to the agency to implement this rule? Is this the cost of the program or grant? Please explain.**

<u><b>Current Fiscal Year (2012)</b></u>		<u><b>Next Fiscal Year (2013)</b></u>	
Federal Funds:	\$ 0.00	Federal Funds:	\$ 0.00
Special Revenue:	\$ 3,336,000.00	Special Revenue:	~ \$ 3.5 million
<b>Total:</b>	<b>\$ 3,336,000.00</b>	<b>Total:</b>	<b>~ \$ 3.5 million</b>

*Estimate includes costs of annual operations & maintenance at completed sites, scheduled investigations & remedial actions to be paid by the ADEQ from the Remedial Action Trust Fund. Estimate does not include investigation and cleanup costs funded by responsible parties, Department shared resources, and related operational expenses to implement and oversee the statutory program requirements.*

**7. 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.**

*ADEQ expects to incur investigative expenses up to \$300,000 from the Remedial Action Trust Fund for the investigation, characterization, feasibility studies, and remedial design for the former Fulton Class 3C landfill proposed for addition to the SPL. No additional costs are anticipated for the five sites proposed for deletion from the SPL.*

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

<b><u>Current Fiscal Year (2012)</u></b>			<b><u>Next Fiscal Year (2013)</u></b>	
Federal Funds:	\$ 0.00		Federal Funds:	\$ 0.00
Special Revenue:	~ \$ 3.5 million		Special Revenue:	~ \$ 3.5 million
<b>Total:</b>	<b>~ \$ 3.5 million</b>		<b>Total:</b>	<b>~ \$ 3.5 million</b>

*Estimate includes costs of annual operations & maintenance at completed sites, scheduled investigations & remedial actions to be paid from the Remedial Action Trust Fund. Estimate does not include investigation and cleanup costs funded by responsible parties, staffing costs, Department shared resources, and related operational expenses to implement and oversee the statutory program requirements.*