

**ARKANSAS POLLUTION CONTROL  
AND ECOLOGY COMMISSION**

**SUBJECT: Petition to Adopt  
Emergency Rulemaking and  
Promulgate Regulation No. 36**

**MINUTE ORDER NO. 17-**

**Docket No. 17-\_\_\_\_\_-R**

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Pursuant to Reg.8.807(C), the Arkansas Pollution Control and Ecology Commission's emergency rulemaking procedure, the Commission finds that imminent peril to public health and general welfare exists if Regulation No. 36 is not immediately enacted after the expiration of the first emergency rulemaking for the continuation of an essential regulation until the permanent rulemaking process is completed and for compliance with Act 317 of 2017 of the Regular Session of the Arkansas General Assembly. Therefore, the Commission adopts and promulgates a second emergency Regulation No. 36, Tire Accountability Program, with an effective date to begin on March 8, 2018, and to continue for one hundred eighty (180) days thereafter or until the permanent rulemaking process for Regulation 36 is completed and permanent Regulation 36 is effective, whichever is earlier.

PROMULGATED THIS \_\_\_th DAY OF MARCH 2018, BY ORDER OF THE ARKANSAS POLLUTION CONTROL AND ECOLOGY COMMISSION.

**COMMISSIONERS**

|       |                      |       |                     |
|-------|----------------------|-------|---------------------|
| _____ | <b>L. Bengal</b>     | _____ | <b>D. Melton</b>    |
| _____ | <b>J. Chamberlin</b> | _____ | <b>S. Moss, Jr.</b> |
| _____ | <b>C. Colclasure</b> | _____ | <b>R. Reynolds</b>  |
| _____ | <b>J. Fox</b>        | _____ | <b>W. Stites</b>    |
| _____ | <b>C. Gardner</b>    | _____ | <b>G. Wheeler</b>   |
| _____ | <b>B. Holland</b>    | _____ | <b>B. White</b>     |

\_\_\_\_\_ **SUBMITTED BY: Kevin White**  
**M. Goggans - Chair**

**PASSED: \_\_\_\_\_**