

NOTICE OF PROPOSED REGULATION CHANGES, PUBLIC HEARING

The Arkansas Pollution Control and Ecology Commission (APC&EC) will hold a public hearing at North Little Rock September 30, 2013, to receive public comments on proposed changes to the APC&EC Regulation No. 21 (Arkansas Asbestos Abatement Regulation). The hearing will begin at 2:00 p.m. in Room 1E09 at the Arkansas Department of Environmental Quality (ADEQ) headquarters building, 5301 Northshore Drive, North Little Rock, AR 72118.

The deadline for submitting written comments on the proposed changes is 4:30 p.m. Central Time, October 14, 2013.

In the event of inclement weather or other unforeseen circumstances, a decision may be made to postpone the hearings. If the hearings are postponed and rescheduled, a new legal notice will be published to announce the details of the new hearing date and comment period.

APC&EC authority to revise Regulation No. 21 is found in Arkansas Code Annotated, Section 8-4-101, *et seq.* and 20-27-1001 *et seq.*

Revisions to Regulation No. 21 are being proposed in order to incorporate public input after an extensive two-year collaborative workgroup effort between the ADEQ and stakeholders.

Proposed significant revisions to Regulation 21 include:

- Changes in the definition of “Regulated asbestos-containing material (RACM).”
- Elimination of non-mandatory language in the Asbestos Inspection section.
- Clarification of language in the Notice of Intent (NOI) Section regarding information required prior to beginning renovation projects.
- Addition of language to the NOI section concerning activities involving resilient floor covering renovation projects, and changes in owners or operators.
- Clarification of requirements in the Record Keeping Section for storage and submission of on-site documents.
- Addition and deletion of language for clarification purposes in the Work Procedures-- Applicability chapter and Licensing Requirements Exemptions subchapter.
- Addition of language to the Out of State Training subchapter.
- Clarification of the list of necessary documents under the Minimum Record Keeping Requirements subchapter.
- Addition of a new chapter for Accreditation Certificates.
- Deletion of two sections involving fees for demolition of certain amounts of RACM.

Several changes were also made for clarification and consistency purposes, or to update typographical errors throughout Regulation No. 21. These revisions are non-substantive items.

A summary with a more complete listing of proposed revisions is posted among other documents associated with the proposed revisions to Regulation 21 and can be accessed as described below.

Comments may be made on any portion of Regulation No. 21.

Copies of proposed regulation changes are available for public inspection during normal business hours at the Public Outreach and Assistance (POA) Division in the ADEQ's headquarters building in North Little Rock, and in ADEQ information depositories located in public libraries at Arkadelphia, Batesville, Blytheville, Camden, Clinton, Crossett, El Dorado, Fayetteville, Forrest City, Fort Smith, Harrison, Helena, Hope, Hot Springs, Jonesboro, Little Rock (main branch), Magnolia, Mena, Monticello, Mountain Home, Pocahontas, Russellville, Searcy, Stuttgart, Texarkana, and West Memphis; in campus libraries at the University of Arkansas at Pine Bluff and the University of Central Arkansas at Conway; and in the Arkansas State Library, 900 W. Capitol, Suite 100, Little Rock. In addition, copies of the draft regulation showing the proposed changes, along with related support documents, are available for viewing or downloading on the draft regulations page of the ADEQ's website at http://www.adeg.state.ar.us/regs/drafts/draft_regs.htm.

Oral and written statements will be accepted at the hearing, but written comments are preferred in the interest of accuracy. In addition, written and electronic mail comments will be accepted if received no later than 4:30 p.m. Central Time, October 14, 2013. Written comments should be mailed to Doug Szenher, POA Division, Arkansas Department of Environmental Quality, 5301 Northshore Drive, North Little Rock, AR 72118. E-mail comments should be sent to: reg-comment@adeq.state.ar.us.

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