

ARKANSAS REGISTER

Proposed Rule Cover Sheet



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Name of Department _____

Agency or Division Name _____

Other Subdivision or Department, If Applicable _____

Previous Agency Name, If Applicable _____

Contact Person _____

Contact E-mail _____

Contact Phone _____

Name of Rule _____

Newspaper Name _____

Date of Publishing _____

Final Date for Public Comment _____

Location and Time of Public Meeting _____

NOTICE OF PROPOSED REGULATION CHANGES, PUBLIC HEARING, AND PUBLIC COMMENT PERIOD

The Arkansas Pollution Control and Ecology Commission (APC&EC) will hold a public hearing in North Little Rock on July 20, 2020, to receive comments on proposed amendments to APC&EC Regulation 23 (Hazardous Waste Management). The hearing will begin at 2:00 p.m. in the Commission Room at the Division of Environmental Quality (DEQ) headquarters building, 5301 Northshore Drive, North Little Rock, AR 72118.

The deadline for submitting written comments on the proposed regulation is 4:30 p.m. (Central Time) August 3, 2020.

In the event of inclement weather or other unforeseen circumstances, a decision may be made to postpone the hearing. If the hearing is 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 for proposed amendments to Regulation 23 can be found in Arkansas Code Annotated § 8-7-209(b)(1).

Proposed revisions to Regulation 23 include adopting the mandatory federal rules into the state delegated hazardous waste management program; adopting the mandatory federal revisions of the definition of Solid Waste; adopting the mandatory federal revisions vacating the Comparable Fuels Rule and the Gasification Rule; adopting the federal rules on disposal of coal combustion of residuals from electric utilities; adopting the federal rule changes to the requirements for imports and exports of hazardous waste; adopting the federal hazardous waste generator rule improvements; adopting the federally mandated confidentiality determinations for hazardous waste export and import documents; adopting the federally mandated hazardous waste electronic manifest user fee rule; addressing miscellaneous corrections and language changes in order to correct inconsistencies between APC&EC Reg. 23 and the current federal code; and adopting amendments required by Act 315 of 2019 to change all references of “Regulation” to “Rule,” and to change in terminology to conform to the Transformation and Efficiencies Act of 2019; and a variety of non-substantive and minor stylistic changes in the interest of clarity and consistency.

A complete listing of the proposed changes to Regulation 23 can be found on the Draft Regulations page of the ADEQ’s website: https://www.adeg.state.ar.us/regs/draft_regs.aspx under APC&EC Docket #20-003-R.

Copies of the proposed changes to Regulation 23 are available for public inspection during regular business hours at the DEQ headquarters building, 5301 Northshore Drive, North Little Rock, AR 72118, or at DEQ 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, 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.

Oral and written comments 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 considered if received no later than 4:30 p.m. (Central Time) August 3, 2020. Written comments should be delivered or mailed to: Jake Harper, Department of Energy and Environment, 5301 Northshore Drive, North Little Rock, AR 72118. Electronic mail comments should be sent to: reg-comment@adeq.state.ar.us.

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Becky W. Keogh, Director,
Division of Environmental Quality