

ARKANSAS REGISTER

Transmittal Sheet

Use only for **FINAL** and **EMERGENCY RULES**



Secretary of State

John Thurston

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Little Rock, Arkansas 72201-1094

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For Office

Use Only:

Effective Date _____ Code Number _____

Name of Agency Arkansas Pollution Control & Ecology Commission

Department Department of Energy and Environment

Contact Lauren Ballard E-mail Lauren.Ballard@Arkansas.Gov Phone 501-682-0581

Statutory Authority for Promulgating Rules Ark. Code Ann. Sec. 25-15-401

Rule Title: Rules of the Arkansas Pollution Control and Ecology Commission

Intended Effective Date

(Check One)

Date

☐ Emergency (ACA 25-15-204)

Legal Notice Published _____

☐ 10 Days After Filing (ACA 25-15-204)

Final Date for Public Comment _____

☐ Other _____
(Must be more than 10 days after filing date.)

Reviewed by Legislative Council 01/26/2024

Adopted by State Agency _____

Electronic Copy of Rule e-mailed from: (Required under ACA 25-15-218)

Peter Alberg

Peter.Alberg@adeq.state.ar.us

2/1/2024

Contact Person

E-mail Address

Date

CERTIFICATION OF AUTHORIZED OFFICER

I Hereby Certify That The Attached Rules Were Adopted
In Compliance with the Arkansas Administrative Act. (ACA 25-15-201 et. seq.)

Lauren Ballard

Signature

501-682-0581

Lauren.Ballard@Arkansas.Gov

Phone Number

E-mail Address

Chief of Staff

Title

2/1/2024

Date



ARKANSAS
ENERGY & ENVIRONMENT

Sarah Huckabee Sanders
GOVERNOR

Shane E. Khoury
SECRETARY

February 1, 2024

VIA ELECTRONIC MAIL

Arkansas Secretary of State
Arkansas Register
State Capitol
500 Woodlane Street
Room 026
Little Rock, AR 72201

RE: Ark. Code Ann. §25-15-401 Filing Requirement
Arkansas Pollution Control and Ecology Commission (DEQ)

To Whom it May Concern:

On Thursday, January 25, 2024, the Administrative Rules Committee of the Legislative Council approved the extension of the rules of the Department of Energy and Environment - Arkansas Pollution Control and Ecology Commission (DEQ). This action was approved by the Legislative Council on January 26, 2024. Pursuant to Ark. Code Ann. § 25-15-401(g)(3), the Department of Energy and Environment and the Arkansas Pollution Control and Ecology Commission (DEQ) are hereby filing with the Secretary of State the attached list of rules that were extended by the Legislative Council, which list is incorporated herein by reference.

The Department of Energy and Environment - Arkansas Pollution Control and Ecology Commission (DEQ) did not have any rules that were not extended or otherwise repealed.

Should you have any questions, please contact the undersigned at lauren.ballard@arkansas.gov, or 501-682-0581.

Sincerely,

A handwritten signature in cursive script that reads 'Lauren Ballard'.

Lauren Ballard
Chief of Staff
Department of Energy and Environment

ARKANSAS DEPARTMENT OF ENERGY AND ENVIRONMENT

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Act 781 of 2017 Rules Report

for Department of Energy and Environment

Department of Energy and Environment					Promulgated Date	Effective Date	Filed w/ SOS Date	Last Revision Date
Enforce								
Arkansas Pollution Control and Ecology Commission Rule No. 01: Prevention of Pollution by Oil Field Waste								ID#: 1743
Statutory Authority:					02/26/1993	03/16/1993	11/07/2018	11/17/2018
The Arkansas Water and Air Pollution Control Act, Ark. Code Ann. § 8-4-101 et seq.								
The Arkansas Water and Air Pollution Control Act, Ark. Code Ann. § 8-4-101 et seq.								
Requirement Statement:								
The rule is required under the Arkansas Water and Air Pollution Act, Ark. Code Ann. § 8-4-101, et seq. and for enforcement under the federal Clean Water Act, 33 U.S.C. § 1251 et seq. and related federal regulations. This rule is promulgated by the authority contained in Act 472 of the Acts of Arkansas for 1949.								
Enforce or Repeal?:								
Agency Justification:								
The rule is required under the Arkansas Water and Air Pollution Act, Ark. Code Ann. § 8-4-101, et seq. and for enforcement under the federal Clean Water Act, 33 U.S.C. § 1251 et seq. and related federal regulations. This rule is promulgated by the authority contained in Act 472 of the Acts of Arkansas for 1949.								
Link to Rule Document:								
http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/172/Rules/1743/Final/RULE_1.pdf								
Arkansas Pollution Control and Ecology Commission Rule No. 02: Rule Establishing Water Quality Standards for Surface Waters of the State of Arkansas								ID#: 1744
Statutory Authority:					02/28/2014	03/15/2014	04/27/2022	05/07/2022
The Arkansas Water and Air Pollution Control Act, Ark. Code Ann. § 8-4-101 et seq.								
The Arkansas Water and Air Pollution Control Act, Ark. Code Ann. § 8-4-101 et seq.								
Requirement Statement:								
This rule is promulgated pursuant to the Arkansas Water and Air Pollution Control Act, § 8-4-101, et seq., in conformance with the requirements of the federal Water Pollution Control Act, 33 U.S.C. § 1251 et seq., as amended by the Clean Water Act, and related federal regulations. The Clean Water Act requires the Division of Environmental Quality (DEQ) to review its water quality standards every three (3) years at a minimum, which results in a new Regulation 2 being promulgated approximately every three (3) years. Third parties also submit proposed revisions to the Arkansas Pollution Control and Ecology Commission for specific changes to the water quality standards.								
Enforce or Repeal?:								
Agency Justification:								
This rule is promulgated pursuant to the Arkansas Water and Air Pollution Control Act, Ark. Code Ann. § 8-4-101 et seq., in conformance with the requirements of the federal Water Pollution Control Act, 33 U.S.C. § 1251 et seq., as amended by the Clean Water Act, and related federal regulations. The Clean Water Act requires the Division of Environmental Quality (DEQ) to review its water quality standards every three (3) years at a minimum, which results in a new Rule 2 being promulgated approximately every three (3) years. Third parties also submit proposed revisions to the Arkansas Pollution Control and Ecology Commission for specific changes to the water quality standards.								
Link to Rule Document:								
http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/172/Rules/1744/Final/RULE_2.pdf								
Arkansas Pollution Control and Ecology Commission Rule No. 03: Licensing of Wastewater Treatment Plant Operators								ID#: 1745

	Promulgated Date	Effective Date	Filed w/ SOS Date	Last Revision Date
Statutory Authority: Ark. Code Ann. § 8-5-205 Ark. Code Ann. § 8-5-205 Requirement Statement: This rule is promulgated pursuant to Ark. Code Ann. § 8-5-201 et seq. concerning the requirements for municipal and industrial wastewater dischargers to use licensed operators. Enforce or Repeal?: Enforce Agency Justification: Ark. Code Ann. § 8-5-205. This rule is promulgated pursuant to Ark. Code Ann. § 8-5-201 et seq. concerning the requirements for municipal and industrial wastewater dischargers to use licensed operators. This licensure requirement ensures the proper operation and maintenance for the protection of public and private investments as well as the prevention of pollution in the waters of the state. Link to Rule Document: http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/172/Rules/1745/Final/RULE_3.pdf	03/05/2008	03/15/2008	03/15/2008	
Arkansas Pollution Control and Ecology Commission Rule No. 04: Rule to Require a Disposal Permit for Real Estate Subdivisions in Proximity to Lakes and Streams				
	06/28/1973	07/07/1973	06/28/1973	ID#: 1746
Statutory Authority: Ark. Code Ann. § 8-5-205 Ark. Code Ann. § 8-5-205 Requirement Statement: This rule is required by Ark. Code Ann. § 8-5-205. This rule requires a disposal permit for real estate subdivisions in proximity to certain lakes and streams pursuant to the Arkansas Water and Air Pollution Control Act, Ark. Code Ann. § 8-4-101 et seq. Enforce or Repeal?: Enforce Agency Justification: Ark. Code Ann. § 8-5-205. This rule requires a disposal permit for real estate subdivisions in proximity to certain lakes and streams pursuant to the Arkansas Water and Air Pollution Control Act, Ark. Code Ann. § 8-4-101 et seq. Link to Rule Document: http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/172/Rules/1746/Final/RULE_4.pdf				
Arkansas Pollution Control and Ecology Commission Rule No. 05: Liquid Animal Waste Management Systems				
	08/28/2015	09/18/2015	09/09/2015	ID#: 1747
Statutory Authority: The Arkansas Water and Air Pollution Control Act, Ark. Code Ann. § 8-4-101 et seq. Ark. Code Ann. § 8-4-101 et seq. Requirement Statement: This rule is required by Act 824 of 2023, Section 3, until the Department of Agriculture promulgates a new rule to replace it. This rule is required pursuant to the Arkansas Water and Air Pollution Control Act, Ark. Code Ann. § 8-4-101 et seq. (1) to control the type of waste treatment systems, location, quantity, and quality of liquid animal waste disposal generated by swine, dairy, poultry, and other confined animal operations; and (2) to prevent runoff of animal waste to waters of the state. Enforce or Repeal?: Enforce Agency Justification: The Arkansas Water and Air Pollution Control Act, Ark. Code Ann. § 8-4-101 et seq. This rule is required pursuant to the Arkansas Water and Air Pollution Control Act, Ark. Code Ann. § 8-4-101 et seq. (1) to control the type of waste treatment systems, location, quantity, and quality of liquid animal waste disposal generated by swine, dairy, poultry, and other confined animal operations; and (2) to prevent runoff of animal waste to waters of the state. Link to Rule Document: http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/172/Rules/1747/Final/reg05_final_150918.pdf				
Arkansas Pollution Control and Ecology Commission Rule No. 06: Regulations for State Administration of The National Pollutant Discharge Elimination System (NPDES)				
				ID#: 1748

	Promulgated Date	Effective Date	Filed w/ SOS Date	Last Revision Date
☒ Required under State or Federal Law: Requirement Statement: Enforce or Repeal?: Agency Justification: Link to Rule Document:	The Arkansas Water and Air Pollution Control Act, Ark. Code Ann. § 8-4-101 et seq. The Arkansas Water and Air Pollution Control Act, Ark. Code Ann. § 8-4-101 et seq. This rule is required to implement state administration of the National Pollutant Discharge Elimination System (NPDES) pursuant to the Arkansas Water and Air Pollution Control Act, Ark. Code Ann. § 8-4-101 et seq. and the federal Water Pollution Control Act, 33 U.S.C. § 1251 et seq. (known as the Clean Water Act) and related federal regulations. Enforce The Arkansas Water and Air Pollution Control Act, Ark. Code Ann. § 8-4-101 et seq. This rule is required to implement state administration of the National Pollutant Discharge Elimination System (NPDES) pursuant to the Arkansas Water and Air Pollution Control Act, Ark. Code Ann. § 8-4-101 et seq. and the federal Water Pollution Control Act, 33 U.S.C. § 1251 et seq. (known as the Clean Water Act) and related federal regulations. The state law and rule allow Arkansas to administer the program instead of the federal government. Failure to maintain these rules could result in the federal government assuming administration of this program. http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/172/Rules/1748/Final/reg06_final_150918.pdf	08/28/2015 09/18/2015 09/09/2015		
Arkansas Pollution Control and Ecology Commission Rule No. 07: Civil Penalties				
☒ Required under State or Federal Law: Requirement Statement: Enforce or Repeal?: Agency Justification: Link to Rule Document:	The Arkansas Water and Air Pollution Control Act, Ark. Code Ann. § 8-4-101 et seq.; Ark. Code Ann. § 8-5-201 through 8-5-612; the Arkansas Solid Waste Management Act, Ark. Code Ann. §§ 8-6-201 through 8-6-709; Ark. Code Ann. §§ 8-7-101 through 8-7-908; 8-9-101 through 8-9-415 The Arkansas Water and Air Pollution Control Act, Ark. Code Ann. § 8-4-101 et seq.; Ark. Code Ann. §§ 8-5-201 through 8-5-612; the Arkansas Solid Waste Management Act, Ark. Code Ann. §§ 8-6-201 through 8-6-709; Ark. Code Ann. §§ 8-7-101 through 8-7-908; 8-9-101 through 8-9-415. This rule is required to assess civil penalties for the violation of environmental laws, regulations, orders, rules, agreements, and permits. Enforce This rule is required to assess civil penalties for the violation of environmental laws, regulations, orders, rules, agreements, and permits. http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/172/Rules/1749/Final/RULE_7.pdf	07/24/1992 08/21/1992 08/11/1992		ID#: 1749
Arkansas Pollution Control and Ecology Commission Rule No. 08: Administrative Procedures				
☒ Required under State or Federal Law: Requirement Statement: Enforce or Repeal?: Agency Justification: Link to Rule Document:	Ark. Code Ann. § 8-1-203 Ark. Code Ann. § 8-1-203 This rule is required to provide the administrative procedures that govern the Arkansas Pollution Control and Ecology Commission, the Division of Environmental Quality, and any person appearing in any proceeding or matter before the Commission or the Division. Enforce Ark. Code Ann. § 8-1-203. This rule is required to provide the administrative procedures that govern the Arkansas Pollution Control and Ecology Commission, the Division of Environmental Quality, and any person appearing in any proceeding or matter before the Commission or the Division. http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/172/Rules/1750/Final/reg08_final_090228.pdf	01/23/2009 02/12/2009 02/02/2009		ID#: 1750
Arkansas Pollution Control and Ecology Commission Rule No. 09: Fee Rule				
☒ Required under State or Federal Law: Requirement Statement: Enforce or Repeal?: Agency Justification: Link to Rule Document:	Ark. Code Ann. § 8-1-203 Ark. Code Ann. § 8-1-203 This rule is required to provide the administrative procedures that govern the Arkansas Pollution Control and Ecology Commission, the Division of Environmental Quality, and any person appearing in any proceeding or matter before the Commission or the Division. Enforce Ark. Code Ann. § 8-1-203. This rule is required to provide the administrative procedures that govern the Arkansas Pollution Control and Ecology Commission, the Division of Environmental Quality, and any person appearing in any proceeding or matter before the Commission or the Division. http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/172/Rules/1751/Final/reg09_final_090228.pdf	01/23/2009 02/12/2009 02/02/2009		ID#: 1751

	Promulgated Date	Effective Date	Filed w/ SOS Date	Last Revision Date
Statutory Authority: Ark. Code Ann. § 8-1-101 et seq.; the Arkansas Water and Air Pollution Control Act, Ark. Code Ann. § 8-4-101 et seq.; the Arkansas Solid Waste Management Act, Ark. Code Ann. § 8-6-201 et seq.; the Environmental Laboratory Accreditation Program Act, Ark. Code Ann. § 8-2-201 et seq. ☒ Required under State or Federal Law: Ark. Code Ann. § 8-1-101 et seq.; the Arkansas Water and Air Pollution Control Act, Ark. Code Ann. § 8-4-101 et seq.; the Environmental Laboratory Accreditation Program Act, Ark. Code Ann. § 8-2-201 et seq. Requirement Statement: This rule is required for the issuance of permits and environmental laboratory accreditation by the Division of Environmental Quality. Enforce or Repeal?: Enforce Agency Justification: Ark. Code Ann. § 8-1-101 et seq.; the Arkansas Water and Air Pollution Control Act, Ark. Code Ann. § 8-4-101 et seq.; the Arkansas Solid Waste Management Act, Ark. Code Ann. § 8-6-201 et seq.; the Environmental Laboratory Accreditation Program Act, Ark. Code Ann. § 8-2-201 et seq. This rule is required for the issuance of permits and environmental laboratory accreditation by the Division of Environmental Quality. Link to Rule Document: http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/172/Rules/1751/Final/RULE_9.pdf	09/22/2017	10/08/2017	09/28/2017	
Arkansas Pollution Control and Ecology Commission Rule No. 11: Rules for Solid Waste Disposal Fees; Landfill Post-Closure Trust Fund; Solid Waste Management and Recycling Grant Programs				
Statutory Authority: The Arkansas Solid Waste Management Act, Ark. Code Ann. § 8-6-201; the Solid Waste Management and Recycling Fund Act, Ark. Code Ann. § 8-6-601; the Regional Solid Waste Management Districts and Board, Ark. Code Ann. § 8-6-701 et seq.; and the Landfill Post-Closure Trust Fund, Ark. Code Ann. § 8-6-1001 et seq. ☒ Required under State or Federal Law: The Arkansas Solid Waste Management Act, Ark. Code Ann. § 8-6-201, the Solid Waste Management and Recycling Fund Act, Ark. Code Ann. § 8-6-601, Regional Solid Waste Management Districts and Board, Ark. Code Ann. § 8-6-701 et seq., and Landfill Post-Closure Trust Fund, Ark. Code Ann. § 8-6-1001 et seq. Requirement Statement: This rule is required for the administration of the Arkansas Solid Waste Management and Recycling Fund Act, Ark. Code Ann. § 8-6-601, Regional Solid Waste Management and Recycling Fund Act, Ark. Code Ann. § 8-6-201, the Solid Waste Management and Recycling Fund Act, Ark. Code Ann. § 8-6-601, Regional Solid Waste Management Districts and Board, Ark. Code Ann. § 8-6-701 et seq., and Landfill Post-Closure Trust Fund, Ark. Code Ann. § 8-6-1001 et seq. Enforce or Repeal?: Enforce Agency Justification: This rule is required for the administration of the Arkansas Solid Waste Management Act, Ark. Code Ann. § 8-6-201, the Solid Waste Management and Recycling Fund Act, Ark. Code Ann. § 8-6-601, Regional Solid Waste Management Districts and Board, Ark. Code Ann. § 8-6-701 et seq., and Landfill Post-Closure Trust Fund, Ark. Code Ann. § 8-6-1001 et seq. Link to Rule Document: http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/172/Rules/1752/Final/RULE_11.pdf	05/22/2014	06/10/2014	05/30/2014	ID#: 1752
Arkansas Pollution Control and Ecology Commission Rule No. 12: Rules and Regulations for the Implementation and Operation of the Arkansas State Set-Aside Program Under the Arkansas Emergency Petroleum Set-Aside Act of 1983				
Statutory Authority: Ark. Code Ann. § 15-72-801 et seq. ☒ Required under State or Federal Law: Ark. Code Ann. § 15-72-801 et seq. Requirement Statement: This rule is required by Ark. Code Ann. § 15-72-804 for the administration of the petroleum products set-aside program required under Ark. Code Ann. § 15-72-801 et seq. Enforce or Repeal?: Enforce Agency Justification: This rule is required for the administration of the petroleum products set-aside program required under Ark. Code Ann. § 15-72-801 et seq. This rule was transferred to the Arkansas Pollution Control and Ecology Commission as a matter of law pursuant to Section 1(c)(2) of Act 271 of 2017 concerning the transfer of the Arkansas Energy Office to the Division of Environmental Quality (formerly the Arkansas Department of Environmental Quality). This rule was originally promulgated by the Arkansas Economic Development Commission under the authority of Ark. Code Ann. § 15-72-801 et seq. and published as Rule 12 of the Arkansas Economic Development Commission. See Ark. Admin. Code 168.00.12-1 and ARADC 168.00.014. Link to Rule Document: http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/172/Rules/10430/Final/SOS_11-26-2013 - FINAL.pdf	01/01/1984	01/01/1984	01/01/1984	ID#: 10430

Arkansas Pollution Control and Ecology Commission Rule No. 12: Storage Tanks					Filed w/ SOS Date	Last Revision Date
Statutory Authority: Ark. Code Ann. § 8-7-801, Regulated Substance Storage Tanks, and the Petroleum Storage Tank Trust Fund Act, Ark. Code Ann. § 8-7-901. ☒ Required under State or Federal Law: Ark. Code Ann. § 8-7-801, Regulated Substance Storage Tanks, and the Petroleum Storage Tank Trust Fund Act, Ark. Code Ann. § 8-7-901. Requirement Statement: This rule is required for the administration of Ark. Code Ann. § 8-7-801 et seq. and the Petroleum Storage Tank Trust Fund Act, Ark. Code Ann. § 8-7-901 et seq., as well as federal obligations under the federal 40 CFR Part 280, Technical Standards and Corrective Action Requirements for Owners and Operators of Underground Storage Tanks (UST). Enforce or Repeal?: Enforce Agency Justification: This rule is required for the administration of the Regulated Substance Storage Tanks statute, Ark. Code Ann. § 8-7-801 et seq. and the Petroleum Storage Tank Trust Fund Act, Ark. Code Ann. § 8-7-901 et seq., as well as federal obligations under the federal 40 CFR Part 280, Technical Standards and Corrective Action Requirements for Owners and Operators of Underground Storage Tanks (UST). The state law and rule allow Arkansas to administer the program instead of the federal government. Failure to maintain these rules could result in the federal government assuming administration of this program. Link to Rule Document: http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/172/Rules/1753/Final/RULE_12.pdf					06/27/2014	07/13/2014
					08/29/2018	09/08/2018
					ID#: 1753	
Arkansas Pollution Control and Ecology Commission Rule No. 15: The Arkansas Open-Cut Mining and Land Reclamation Code					Filed w/ SOS Date	Last Revision Date
Statutory Authority: Arkansas Open-Cut Land Reclamation Act, Ark. Code Ann. § 15-57-301 et seq., and the Arkansas Water and Air Pollution Control Act, Ark. Code Ann. § 8-4-101 et seq. ☒ Required under State or Federal Law: Arkansas Open-Cut Land Reclamation Act, Ark. Code Ann. § 15-57-301 et seq., and the Arkansas Water and Air Pollution Control Act, Ark. Code Ann. § 8-4-101 et seq. Requirement Statement: This rule is required for the administration of Ark. Code Ann. § 15-57-307. Enforce or Repeal?: Enforce Agency Justification: Arkansas Open-Cut Land Reclamation Act, Ark. Code Ann. § 15-57-301 et seq., and the Arkansas Water and Air Pollution Control Act, Ark. Code Ann. § 8-4-101 et seq. Link to Rule Document: http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/172/Rules/1755/Final/RULE_15.pdf					01/24/2014	02/13/2014
					02/03/2014	
					ID#: 1755	
Arkansas Pollution Control and Ecology Commission Rule No. 16: Regulation of the State of Arkansas for Waste Reduction, Reuse, or Recycling Tax Credits					Filed w/ SOS Date	Last Revision Date
Statutory Authority: Ark. Code Ann. § 26-51-506 ☒ Required under State or Federal Law: Ark. Code Ann. § 26-51-506 Requirement Statement: This rule is required for the administration of the income tax credit certification for taxpayers to engage in waste reduction, reuse, or recycling activities. Enforce or Repeal?: Enforce Agency Justification: This rule is required for the administration of the income tax credit certification for taxpayers to engage in waste reduction, reuse, or recycling activities pursuant to Ark. Code Ann. § 26-51-506. Link to Rule Document: http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/172/Rules/1756/Final/reg16_final_040815.pdf					07/23/2004	08/15/2004
					08/05/2004	
					ID#: 1756	
Arkansas Pollution Control and Ecology Commission Rule No. 17: Arkansas Underground Injection Control Code					Filed w/ SOS Date	Last Revision Date
Statutory Authority: Ark. Code Ann. § 26-51-506 ☒ Required under State or Federal Law: Ark. Code Ann. § 26-51-506 Requirement Statement: This rule is required for the administration of the income tax credit certification for taxpayers to engage in waste reduction, reuse, or recycling activities. Enforce or Repeal?: Enforce Agency Justification: This rule is required for the administration of the income tax credit certification for taxpayers to engage in waste reduction, reuse, or recycling activities pursuant to Ark. Code Ann. § 26-51-506. Link to Rule Document: http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/172/Rules/1756/Final/reg16_final_040815.pdf					07/23/2004	08/15/2004
					08/05/2004	
					ID#: 1757	

	Promulgated Date	Effective Date	Filed w/ SOS Date	Last Revision Date
☒ Required under State or Federal Law: Requirement Statement: Enforce or Repeal?: Agency Justification:	The Arkansas Water and Air Pollution Control Act, Ark. Code Ann. § 8-4-101 et seq. The Arkansas Water and Air Pollution Control Act, Ark. Code Ann. § 8-4-101 et seq. This rule is required for the Division of Environmental Quality (DEQ) to implement and administer a grant from the United States Environmental Protection Agency (EPA) concerning the Underground Injection Control program under the federal Safe Drinking Water Act, 33 U.S.C. § 1251 et seq. The delegation of this program from the EPA is shared with the Arkansas Oil and Gas Commission. Enforce This rule is required for the Division of Environmental Quality (DEQ) to implement and administer a grant from the United States Environmental Protection Agency (EPA) concerning the Underground Injection Control program under the federal Safe Drinking Water Act, 33 U.S.C. § 1251 et seq. and pursuant to the Arkansas Water and Air Pollution Control Act, Ark. Code Ann. § 8-4-101 et seq. The delegation of this program from the EPA is shared with the Arkansas Oil and Gas Commission. The state law and rule allow Arkansas to administer the program instead of the federal government. Failure to maintain these rules could result in the federal government assuming administration of this program. http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/172/Rules/1757/Final/RULE_17.pdf	01/28/2005 02/14/2005 02/04/2005		
Link to Rule Document: Arkansas Pollution Control and Ecology Commission Rule No. 18: Arkansas Air Pollution Control Code				
☒ Required under State or Federal Law: Requirement Statement: Enforce or Repeal?: Agency Justification:	Ark. Code Ann. §§ 8-4-201, 8-4-202, 8-4-304, and 8-4-311 Ark. Code Ann. § 8-4-301 et seq. This rule is required for the administration of Ark. Code Ann. § 8-4-301 et seq. and the Arkansas Water and Air Pollution Control Act, Ark. Code Ann. § 8-4-101 et seq. Enforce This rule is required for the administration of Ark. Code Ann. § 8-4-301 et seq. and the Arkansas Water and Air Pollution Control Act, Ark. Code Ann. § 8-4-101 et seq. The state law and rule allow Arkansas to administer the program instead of the federal government. Failure to maintain these rules could result in the federal government assuming administration of this program. http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/172/Rules/1763/Final/RULE_18.pdf	02/26/2016 03/14/2016 03/04/2016		ID#: 1763
Link to Rule Document: Arkansas Pollution Control and Ecology Commission Rule No. 19: Rules of the Arkansas Plan of Implementation for Air Pollution Control				
☒ Required under State or Federal Law: Requirement Statement: Enforce or Repeal?: Agency Justification:	Ark. Code Ann. §§ 8-4-201, 8-4-202, 8-4-304, and 8-4-311 The federal Clean Air Act, 42 U.S.C. § 7401 et seq.; Arkansas Code Title 8, Chapter 3, Subchapter 2; Arkansas Code Title 8, Chapter 4, Subchapter 3 This rule is required for the administration of the federal Clean Air Act, 42 U.S.C. § 7401 et seq.; Ark. Code Ann. § 8-3-201 et seq.; Ark. Code Ann. § 8-4-301 et seq. This rule is required for the administration of the federal Clean Air Act, 42 U.S.C. § 7401 et seq.; Ark. Code Ann. § 8-3-201 et seq.; Ark. Code Ann. § 8-4-301 et seq. Enforce This rule is required for the administration of the federal Clean Air Act, 42 U.S.C. § 7401 et seq.; Ark. Code Ann. § 8-3-201 et seq.; Ark. Code Ann. § 8-4-301 et seq. The state law and rule allow Arkansas to administer the program instead of the federal government. Failure to maintain these rules could result in the federal government assuming administration of this program. http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/172/Rules/1765/Final/RULE_19.pdf	02/26/2016 03/14/2016 09/30/2019	05/06/2022	ID#: 1765
Link to Rule Document: Arkansas Pollution Control and Ecology Commission Rule No. 20: The Arkansas Surface Coal Mining and Reclamation Code				

	Promulgated Date	Effective Date	Filed w/ SOS Date	Last Revision Date
Statutory Authority: Arkansas Surface Coal Mining and Reclamation Act of 1979, Ark. Code Ann. § 15-58-101 et seq., and Ark. Code Ann. § 15-58-201 et seq. ☒ Required under State or Federal Law: Requirement Statement: Arkansas Surface Coal Mining and Reclamation Act of 1979, Ark. Code Ann. § 15-58-101 et seq., and Ark. Code Ann. § 15-58-201 et seq. Enforce or Repeal?: This rule is required for the administration of Ark. Code Ann. § 15-58-202(a). Agency Justification: Enforce Arkansas Surface Coal Mining and Reclamation Act of 1979, Ark. Code Ann. § 15-58-101 et seq., and Ark. Code Ann. § 15-58-201 et seq. This rule is required for the administration of Ark. Code Ann. § 15-58-202(a). The state law and rule allow Arkansas to administer the program instead of the federal government. Failure to maintain these rules could result in the federal government assuming administration of this program. Link to Rule Document: http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/172/Rules/1766/Final/RULE_20.pdf	09/16/2002	09/26/2002	09/16/2002	
Arkansas Pollution Control and Ecology Commission Rule No. 21: Arkansas Asbestos Abatement Rule				
Statutory Authority: Ark. Code Ann. § 8-1-203(b)(1) ☒ Required under State or Federal Law: Ark. Code Ann. § 20-27-1001 et seq.; the Toxic Substance Control Act, 15 U.S.C. § 2643 Requirement Statement: This rule is required for the administration of Ark. Code Ann. § 20-27-1001 et seq.; the Toxic Substance Control Act, 15 U.S.C. § 2643; and related federal regulations. Enforce or Repeal?: Enforce Agency Justification: This rule is required for the administration of Ark. Code Ann. § 20-27-1001 et seq. and the Toxic Substance Control Act, 15 U.S.C. § 2643, and related federal regulations. This rule is promulgated by the Arkansas Pollution Control and Ecology Commission under Ann. § 8- 1-203(b)(1). The state law and rule allow Arkansas to administer the program instead of the federal government. Failure to maintain these rules could result in the federal government assuming administration of this program. Link to Rule Document: http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/172/Rules/1767/Final/RULE_21.pdf	08/28/2015	09/11/2015	09/01/2015	ID#: 1767
Arkansas Pollution Control and Ecology Commission Rule No. 22: Solid Waste Management Rules				
Statutory Authority: Arkansas Solid Waste Management Act, Ark. Code Ann. § 8-6-201 et seq. ☒ Required under State or Federal Law: Arkansas Solid Waste Management Act, Ark. Code Ann. § 8-6-201 et seq. Requirement Statement: This rule is required for the administration of the Arkansas Solid Waste Management Act, Ark. Code Ann. § 8-6-201 et seq. Enforce or Repeal?: Enforce Agency Justification: This rule is required for the administration of the Arkansas Solid Waste Management Act, Ark. Code Ann. § 8-6-201 et seq. Link to Rule Document: http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/172/Rules/1769/Final/RULE_22.pdf	03/28/2008	04/26/2008	04/16/2008	ID#: 1769
Arkansas Pollution Control and Ecology Commission Rule No. 23: Hazardous Waste Management				
Link to Rule Document: http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/172/Rules/1770/Final/RULE_23.pdf				ID#: 1770

	Promulgated Date	Effective Date	Filed w/ SOS Date	Last Revision Date
Statutory Authority: Arkansas Hazardous Waste Management Act, Ark. Code Ann. § 8-7-201 et seq.; the Arkansas Resource Reclamation Act, Ark. Code Ann. § 8-7-301; the Arkansas Remedial Action Trust Fund Act, Ark. Code Ann. § 8-7-501; and the federal Resource Conservation and Recovery Act, including but not limited to the Hazardous and Solid Waste Amendments, 40 CFR Parts 260-279 ☒ Required under State or Federal Law: Arkansas Hazardous Waste Management Act, Ark. Code Ann. § 8-7-201 et seq.; the Arkansas Resource Reclamation Act, Ark. Code Ann. § 8-7-301; the Arkansas Remedial Action Trust Fund Act, Ark. Code Ann. § 8-7-501; and the federal Resource Conservation and Recovery Act, including but not limited to the Hazardous and Solid Waste Amendments, 40 CFR Parts 260-279 Requirement Statement: This rule is required for the administration of the Arkansas Hazardous Waste Management Act, Ark. Code Ann. § 8-7-201 et seq.; the Arkansas Resource Reclamation Act, Ark. Code Ann. § 8-7-301; and the Arkansas Remedial Action Trust Fund Act, Ark. Code Ann. § 8-7-501. If the State of Protection Agency (EPA) may assume regulation of Hazardous Waste in the State of Arkansas. Enforce or Repeal?: Enforce Agency Justification: This rule is required for the administration of the Arkansas Hazardous Waste Management Act, Ark. Code Ann. § 8-7-201 et seq.; the Arkansas Resource Reclamation Act, Ark. Code Ann. § 8-7-301; the Arkansas Remedial Action Trust Fund Act, Ark. Code Ann. § 8-7-501; and the federal Resource Conservation and Recovery Act, including but not limited to the Hazardous and Solid Waste Amendments, 40 CFR Parts 260-279. The state law and rule allow Arkansas to administer the program instead of the federal government. Failure to maintain these rules could result in the federal government assuming administration of this program. Link to Rule Document: http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/172/Rules/1770/Final/RULE_23.pdf	10/08/2015	10/18/2015	09/22/2020	10/02/2020
Arkansas Pollution Control and Ecology Commission Rule No. 26: Rules of the Arkansas Operating Air Permit Program				
Statutory Authority: Ark.Code Ann. §§ 8-4-201, 8-4-202, 8-4-304, and 8-4-311 ☒ Required under State or Federal Law: The federal Clean Air Act, 42 U.S.C. § 7401 et seq.; 40 C.F.R. Part 70 Requirement Statement: This rule is required for the administration of the Title V Program as required under the federal Clean Air Act, 42 U.S.C. § 7401 et seq. Enforce or Repeal?: Enforce Agency Justification: This rule is required for the administration of the Title V Program as required under the federal Clean Air Act, 42 U.S.C. § 7401 et seq. The state law and rule allow Arkansas to administer the program instead of the federal government. Failure to maintain these rules could result in the federal government assuming administration of this program. Link to Rule Document: http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/172/Rules/1771/Final/RULE_26.pdf	02/26/2016	03/14/2016	03/04/2016	ID#: 1771
Arkansas Pollution Control and Ecology Commission Rule No. 27: Licensing of Operators of Solid Waste Management Facilities and Training and Certification Requirements for Environmental Officers				
Statutory Authority: Ark.Code Ann. § 8-6-905(a) et seq. ☒ Required under State or Federal Law: Ark.Code Ann. § 8-6-905(a) et seq. Requirement Statement: This rule is required for the administration of Ark. Code Ann. § 8-6-905(a) et seq., Licensing of Operators of Solid Waste Management Facilities Enforce or Repeal?: Enforce Agency Justification: This rule is required for the administration of Ark. Code Ann. § 8-6-905(a) et seq., Licensing of Operators of Solid Waste Management Facilities. This licensure requirement ensures the proper operation and maintenance for the protection of public and private investments as well as the prevention of pollution. Link to Rule Document: http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/172/Rules/1772/Final/RULE_27.pdf	09/23/2016	10/17/2016	07/25/2022	08/04/2022
Arkansas Pollution Control and Ecology Commission Rule No. 28: Rule of the State of Arkansas for County Recycling Programs				
				ID#: 1776

	Promulgated Date	Effective Date	Filed w/ SOS Date	Last Revision Date
Statutory Authority: Ark. Code Ann. § 8-6-701 et seq. Ark. Code Ann. § 8-6-701 et seq. Requirement Statement: As required by Ark. Code Ann. § 8-6-720(b), this rule establishes minimum requirements for adequate recyclable materials collection centers or systems which are convenient for persons to use and which will provide citizens of the State of Arkansas the opportunity to recycle. This rule establishes the minimum requirements for adequate recyclable materials collection centers or systems that are convenient for persons to use and provide citizens of the State of Arkansas the opportunity to recycle pursuant to Ark. Code Ann. § 8-6-701 et seq. Enforce or Repeal?: Enforce Agency Justification: This rule establishes the minimum requirements for adequate recyclable materials collection centers or systems that are convenient for persons to use and provide citizens of the State of Arkansas the opportunity to recycle pursuant to Ark. Code Ann. § 8-6-701 et seq. Link to Rule Document: http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/172/Rules/1776/Final/RULE_28.pdf	12/03/2004	12/23/2004	12/13/2004	
Arkansas Pollution Control and Ecology Commission Rule No. 29: Arkansas Brownfield Redevelopment				
Statutory Authority: The Arkansas Hazardous Waste Management Act, Ark. Code Ann. § 8-7-201 et seq.; the Arkansas Remedial Action Trust Fund Act, § 8-7-501 et seq.; the Arkansas Voluntary Clean-Up Act, Ark. Code Ann. § 8-7-1101 et seq. Requirement Statement: This rule is required for the administration of Ark. Code Ann. § 8-7-201 et seq.; Ark. Code Ann. § 8-7-501 et seq.; and Ark. Code Ann. § 8-7-1101 et seq. To receive federal funding, EPA Region 6 must approve State implementation of this program. Enforce or Repeal?: Enforce Agency Justification: This rule is required for the administration of Ark. Code Ann. § 8-7-201 et seq.; Ark. Code Ann. § 8-7-501 et seq.; and Ark. Code Ann. § 8-7-1101 et seq. To receive federal funding, EPA Region 6 must approve State implementation of this program. Link to Rule Document: http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/172/Rules/1777/Final/RULE_29.pdf	12/05/2014	12/19/2014	12/09/2014	ID#: 1777
Arkansas Pollution Control and Ecology Commission Rule No. 30: Arkansas Remedial Action Trust Fund Hazardous Substances Site Priority List				
Statutory Authority: Arkansas Remedial Action Trust Fund Act, Ark. Code Ann. § 8-7-501 et seq. Requirement Statement: Arkansas Remedial Action Trust Fund Act, Ark. Code Ann. § 8-7-501 et seq. Enforce or Repeal?: Enforce Agency Justification: This rule is required for the administration of the Arkansas Remedial Action Trust Fund Act, Ark. Code Ann. § 8-7-501 et seq. Link to Rule Document: http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/172/Rules/1778/Final/RULE_30.pdf	12/05/2014	12/19/2014	10/08/2018	ID#: 1778
Arkansas Pollution Control and Ecology Commission Rule No. 31: Nonattainment New Source Review Requirements				
Statutory Authority: Ark. Code Ann. §§ 8-4-201, 8-4-202, 8-4-304, and 8-4-311 Requirement Statement: The federal Clean Air Act, 42 U.S.C. § 7401 et seq. Enforce or Repeal?: Enforce Agency Justification: This rule is required for the administration of the federal Clean Air Act, 42 U.S.C. § 7401 et seq. Link to Rule Document: http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/172/Rules/1780/Final/RULE_31.pdf	04/28/2006	05/28/2006	05/18/2006	ID#: 1780
Arkansas Pollution Control and Ecology Commission Rule No. 32: Environmental Professional Certification				
Statutory Authority: Ark. Code Ann. § 8-6-701 et seq. Requirement Statement: As required by Ark. Code Ann. § 8-6-701 et seq. Enforce or Repeal?: Enforce Agency Justification: This rule establishes minimum requirements for adequate recyclable materials collection centers or systems which are convenient for persons to use and which will provide citizens of the State of Arkansas the opportunity to recycle. This rule establishes the minimum requirements for adequate recyclable materials collection centers or systems that are convenient for persons to use and provide citizens of the State of Arkansas the opportunity to recycle pursuant to Ark. Code Ann. § 8-6-701 et seq. Link to Rule Document: http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/172/Rules/1782/Final/RULE_32.pdf	12/03/2004	12/23/2004	12/13/2004	ID#: 1782

	Promulgated Date	Effective Date	Filed w/ SOS Date	Last Revision Date
Statutory Authority: The Phase I Environmental Site Assessment Consultant Act, Ark. Code Ann. § 8-7-1301 et seq., and the Controlled Substances Contaminated Property Cleanup Act, Ark. Code Ann. § 8-7-1401 et seq. Required under State or Federal Law: The Phase I Environmental Site Assessment Consultant Act, Ark. Code Ann. § 8-7-1301 et seq., and the Controlled Substances Contaminated Property Cleanup Act, Ark. Code Ann. § 8-7-1401 et seq. Requirement Statement: This rule is required for the administration of the Phase I Environmental Site Assessment Consultant Act, Ark. Code Ann. § 8-7-1301 et seq., and the Controlled Substances Contaminated Property Cleanup Act, Ark. Code Ann. § 8-7-1401 et seq. Enforce or Repeal?: Enforce Agency Justification: This rule is required for the administration of the Phase I Environmental Site Assessment Consultant Act, Ark. Code Ann. § 8-7-1301 et seq., and the Controlled Substances Contaminated Property Cleanup Act, Ark. Code Ann. § 8-7-1401 et seq. Link to Rule Document: http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/172/Rules/1782/Final/RULE_32.pdf	04/25/2008	05/26/2008	05/16/2008	
Arkansas Pollution Control and Ecology Commission Rule No. 33: Motor Vehicle Racing Facility Rules				
Statutory Authority: Ark. Code Ann. §§ 8-4-201, 8-4-202, 8-4-304, and 8-4-311 Required under State or Federal Law: Ark. Code Ann. §§ 8-10-302, 8-10-303, and 8-10-304 Requirement Statement: This rule is required for the administration of Ark. Code Ann. §§ 8-10-302, 8-10-303, and 8-10-304. Enforce or Repeal?: Enforce Agency Justification: This rule is required for the administration of Ark. Code Ann. §§ 8-10-302, 8-10-303, and 8-10-304. Link to Rule Document: http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/172/Rules/1783/Final/RULE_33.pdf	05/27/2010	06/18/2010	06/08/2010	ID#: 1783
Arkansas Pollution Control and Ecology Commission Rule No. 34: State Water Permit Rule				
Statutory Authority: The Arkansas Water and Air Pollution Control Act, Ark. Code Ann. § 8-4-101 et seq. Required under State or Federal Law: The Arkansas Water and Air Pollution Control Act, Ark. Code Ann. § 8-4-101 et seq. Requirement Statement: Pursuant to Ark. Code Ann. § 8-4-203(c), this rule has specific requirements for facilities that engage in land application or storage of fluids generated or utilized during exploration or production phases of oil or gas operations. Pursuant to the Arkansas Water and Air Pollution Control Act, Ark. Code Ann. § 8-4-101 et seq., the Arkansas Pollution Control and Ecology Commission promulgates this rule to adopt standards applicable to the storage, discharge, or disposal of any waste, which, if unregulated, will cause pollution of waters of the state or result in wastes being placed in a location where it is likely to cause pollution of the waters of the state. These standards are intended to protect public health and the environment and prevent, control, or abate pollution. Enforce or Repeal?: Enforce Agency Justification: Pursuant to the Arkansas Water and Air Pollution Control Act, Ark. Code Ann. § 8-4-101 et seq., the Arkansas Pollution Control and Ecology Commission promulgates this rule to adopt standards applicable to the storage, discharge, or disposal of any waste, which, if unregulated, will cause pollution of waters of the state or result in wastes being placed in a location where it is likely to cause pollution of the waters of the state. These standards are intended to protect public health and the environment and prevent, control, or abate pollution. Link to Rule Document: http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/172/Rules/1784/Final/RULE_34.pdf	08/26/2011	09/26/2011	09/16/2011	ID#: 1784
Arkansas Pollution Control and Ecology Commission Rule No. 36: Tire Accountability Program				

	Promulgated Date	Effective Date	Filed w/ SOS Date	Last Revision Date
Statutory Authority: The Used Tire Recycling and Accountability Act, Ark. Code Ann. § 8-9-401 et seq.; Act 317 of 2017 ☒ Required under State or Federal Law: The Used Tire Recycling and Accountability Act, Ark. Code Ann. § 8-9-401 et seq.; Act 317 of 2017 Requirement Statement: This rule is required for the implementation and administration of the Used Tire Recycling and Accountability Act, Ark. Code Ann. § 8-9-401 et seq. Enforce or Repeal?: Enforce Agency Justification: This rule is required for the implementation and administration of the Used Tire Recycling and Accountability Act, Ark. Code Ann. § 8-9-401 et seq. Link to Rule Document: http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/172/Rules/1786/Final/RULE_36.pdf	08/25/2017	09/08/2017	08/03/2018	08/13/2018
Low Income Home Energy Assistance Program (LIHEAP)				
Statutory Authority: Section 1 of Act 271 of 2017; PL 97-35 as amended by PL 98-558, 99-425; 101-501, 102-589, 103-252 ☒ Required under State or Federal Law: PL 97-35 as amended by PL 98-558, 99-425; 101-501, 102-589, 103-252 Requirement Statement: This state plan is required to be promulgated and submitted in order to receive federal funds for the program. Enforce or Repeal?: Enforce Agency Justification: The promulgated State Plan is a federal requirement for States to receive the Community Services Block Grant funding. This rule was transferred to the Arkansas Pollution Control and Ecology Commission as a matter of law pursuant to Section 1(c) (2) of Act 271 of 2017 concerning the transfer of the Arkansas Energy Office to the Division of Environmental Quality (formerly the Arkansas Department of Environmental Quality). This rule was originally promulgated by the Office of Community Services (OCS) of the Division of County Operations (DCO) of the Arkansas Department of Human Services (ADHS). The promulgated State Plan is a federal requirement for States to receive the Community Services Block Grant funding. Link to Rule Document: http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/172/Rules/10258/Final/LIHEAP_016.20.17-002F-17641.pdf	08/25/1982	09/01/1982	09/13/2017	11/01/2017
Rule 05: Arkansas Energy Code for New Building Construction Supplements and Amendments				
				ID#: 10429

	Promulgated Date	Effective Date	Filed w/ SOS Date	Last Revision Date
Statutory Authority: Ark. Code Ann. § 15-10-205 Ark. Code Ann. § 15-10-205 Requirement Statement: This rule is required for the performance of the Arkansas Energy Office's statutory duties under Ark. Code Ann. § 15-10-205. This rule was transferred to the Arkansas Pollution Control and Ecology Commission as a matter of law pursuant to Section 1(c)(2) of Act 271 of 2017 concerning the transfer of the Arkansas Energy Office to the Division of Environmental Quality (formerly the Arkansas Department of Environmental Quality). Enforce Enforce or Repeal?: Agency Justification: This rule was transferred to the Arkansas Pollution Control and Ecology Commission as a matter of law pursuant to Section 1(c)(2) of Act 271 of 2017 concerning the transfer of the Division of Environmental Quality (formerly the Arkansas Energy Office to the Arkansas Department of Environmental Quality). This rule was originally promulgated by the Arkansas Economic Development Commission under the authority of Ark. Code Ann. § 15-10-205 and published as Rule 5 of the Arkansas Economic Development Commission. See Ark. Admin. Code T. 168 D. 00 R. 5 and AR ADC T. 168 D. 00 R. 5. The document attached includes: (1) On and after 1/1/2013, for commercial structures, the 2011 Supplements and Amendments incorporate by reference the American Society of Heating, Refrigerating, and Air Conditioning Engineers (ASHRAE) NSI/ASHRAE/IESNA Standard 90.1-2007, and, as an alternative, Chapter 5 of the 2009 International Energy Conservation Code with its associated definitions, general requirements, and referenced standards; and (2) For residential and commercial structures, the 2014 Supplements and Amendments adopts the International Energy Conservation Code (IECC), 2009 Edition, published and copyrighted by the International Codes Council. Link to Rule Document: http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/172/Rules/10429/Final/Energy - Arkansas Energy Code - SOS 2011 - 2014 Combined FINAL.pdf	01/01/1994	01/01/1994	01/01/1994	01/01/2015
ID#: 10398				
Statutory Authority: Ark. Code Ann. § 22-3-2001 et seq. Ark. Code Ann. § 22-3-2001 et seq. Requirement Statement: This rule is required by Ark. Code Ann. § 22-3-2009 for the administration of the Arkansas Energy Office program for Energy Efficiency and Natural Resource Conservation in Public Buildings. Enforce Enforce or Repeal?: Agency Justification: This rule is required for the administration of the Arkansas Energy Office program for Energy Efficiency and Natural Resource Conservation in Public Buildings. This rule was transferred to the Arkansas Pollution Control and Ecology Commission as a matter of law pursuant to Section 1(c)(2) of Act 271 of 2017 concerning the transfer of the Arkansas Energy Office to the Division of Environmental Quality (formerly the Arkansas Department of Environmental Quality). This rule was originally promulgated by the Arkansas Economic Development Commission under the authority of Ark. Code Ann. § 22-3-2001 et seq. and published as Rule 20 of the Arkansas Economic Development Commission. See Ark. Admin. Code 168.00.20 and AR ADC 168.00.20. [Note that Act 1494 of 2009 created this program. Act 1494 was drafted to be codified under Ark. Code Ann. § 25-4-401 et seq. but was actually codified under Ark. Code Ann. § 22-3-2001 et seq.] Link to Rule Document: http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/172/Rules/10398/Final/SOS final draft - 168.00.10-001F-12164.pdf	01/01/2011	01/01/2011	11/22/2010	
ID#: 10439				
Weatherization Assistance Program (WAP)				

	Promulgated Date	Effective Date	Filed w/ SOS Date	Last Revision Date
Statutory Authority: The Community Service and Community Action Program Act of 1985, Ark. Code Ann. § 20-80-301 et seq. Required under State or Federal Law: The Community Service and Community Action Program Act of 1985, Ark. Code Ann. § 20-80-301 et seq.; 42 U.S.C. § 6861 et seq.; 10 C.F.R. § 420 et seq. Requirement Statement: The Community Service and Community Action Program Act of 1985, Ark. Code Ann. § 20-80-301 et seq.; 42 U.S.C. § 6861 et seq.; 10 C.F.R. § 420 et seq. Parts of this rule are required for the administration of the Weatherization Assistance Program by the Arkansas Energy Office of the Division of Environmental Quality (formerly the Arkansas Department of Environmental Quality) under the Community Service and Community Action Program Act of 1985, Ark. Code Ann. § 20-80-301 et seq. Enforce Enforce or Repeal?: Parts of this rule are required for the administration of the Weatherization Assistance Program by the Arkansas Energy Office of the Arkansas Department of Environmental Quality under the Community Service and Community Action Program Act of 1985, Ark. Code Ann. § 20-80-301 et seq. This rule was transferred to the Arkansas Pollution Control and Ecology Commission as a matter of law pursuant to Section 1(c)(2) of Act 271 of 2017 concerning the transfer of the Arkansas Energy Office to the Division of Environmental Quality (formerly the Arkansas Department of Environmental Quality). This rule was originally promulgated by the Office of Community Services (OCS) of the Division of County Operations (DCO) of the Arkansas Department of Human Services (ADHS) under the authority of Ark. Code Ann. § 20-80-301 et seq. and published as part of Rule 12 of the OCS/DCO/ADHS concerning Office of Community Services Policies and Procedures. See Ark. Admin. Code 016.20.12 and AR ADC 016 20 012 Agency Justification: http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/172/Rules/10439/Final/WL - All WAP.pdf	01/01/1986	01/01/1986	01/01/1986	01/01/1986
Link to Rule Document:				