

Rules by Subject Matter Interim Committee Recommendations

	Promulgated Date	Effective Date	Filed w/ SOS Date	Last Revision Date
Arkansas Natural Resources Commission				
Accept Recommendation to Repeal				
Title 8 Rules Governing Water Rights Investigations				ID#: 1303
Statutory Authority: § 15-20-206(a)	07/21/1993	11/09/1993	10/20/1993	
<input type="checkbox"/> Required under State or Federal Law: (none)				
Requirement Statement: (none)				
Repeal: Although ANRC has general powers to conduct investigations, it does not have statutory authority to conduct investigations for private citizens or authority to assess a fee for this service. ANRC has not had staff available to provide these services for several years.				
Subject Matter Committee: Agriculture, Forestry & Economic Development Committees				
Link to Rule Document: http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/124/Rules/1303/Final/Title 8.pdf				
Title 9 Premium Biosolids Incentives Cost Share Program				ID#: 1304
Statutory Authority: § 15-20-1405(a)	09/21/2011	02/01/2012	12/16/2011	
<input checked="" type="checkbox"/> Required under State or Federal Law: The Arkansas Natural Resources Commission shall promulgate rules necessary to administer the cost-share program under this subchapter. § 15-20-405				
Requirement Statement: This program was designed to reduce sludge while promoting and incentivizing the production of biosolids by wastewater treatment plants within the state.				
Repeal: These rules were intended to incentivize a market for biosolids application in Arkansas. The rules were created to regulate a program that would convince Arkansas treatment works to generate additional income by investing in infrastructure necessary to manufacture premium biosolids. Only one applicant applied for cost share funds through this program, and he continued to use it until all program funds were exhausted.				
Subject Matter Committee: Agriculture, Forestry & Economic Development Committees				
Link to Rule Document: http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/124/Rules/1304/Final/Title 9.pdf				
Title 11 Rules Governing the Surplus Poultry Little Removal Incentives Cost Share Program				ID#: 1306
Statutory Authority: § 15-20-1205(a)	07/18/2007	08/30/2007	08/17/2007	
<input checked="" type="checkbox"/> Required under State or Federal Law: The Arkansas Natural Resources Commission shall promulgate rules necessary to administer the cost share program under this subchapter. Ark. Code Ann. §15-20-1205(a).				
Requirement Statement: This program provided an incentive to develop poultry litter markets in an effort to remove excess poultry litter from areas within Arkansas that were declared Nutrient Surplus Areas. Purchasers of excess poultry litter received \$15 per ton while funds remained available for the program.				
Repeal: The General Assembly made Nutrient Surplus Area designations in 2003 and this program was started in 2007 to create a market for poultry litter. Development of that market is no longer necessary and ANRC used up all funds allocated for this program some time ago.				
Subject Matter Committee: Agriculture, Forestry & Economic Development Committees				
Link to Rule Document: http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/124/Rules/1306/Final/Title 11.pdf				
Title 12 Rules Governing the Arkansas Wetlands Mitigation Bank Program				ID#: 1307
Statutory Authority: § 15-22-1005(a) and (b)(1)	12/15/1995	03/04/1996	02/23/1996	10/05/2007
<input checked="" type="checkbox"/> Required under State or Federal Law: § 15-22-1005(a) and (b)(1)				
Requirement Statement: ANRC's mitigation bank program includes the operation of mitigation bank sites and selling credits to persons required to obtain compensatory mitigation credits pursuant to federal permitting requirements.				
Repeal: When ANRC established this program, there were no other mitigation banks available to satisfy federal permitting requirements. Since that time private banks have been established. ANRC is currently seeking authority from the Governor to divest itself of its mitigation banks and its mitigation bank program.				
Subject Matter Committee: Agriculture, Forestry & Economic Development Committees				
Link to Rule Document: http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/124/Rules/1307/Final/Title 12.pdf				