ARKANSAS SENATE

91st General Assembly - Regular Session, 2017 Amendment Form

Subtitle of Senate Bill No. 364

TO SIMPLIFY AND MODERNIZE THE NOTICE REQUIREMENTS FOR PERMITS ISSUED BY THE ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY.

Amendment No. 1 to Senate Bill No. 364

Amend Senate Bill No. 364 as originally introduced:

Page 1, delete lines 10 through 12, and substitute the following: "DEPARTMENT OF ENVIRONMENTAL QUALITY; TO ALLOW ELECTRONIC NOTICE FOR MATTERS RELATED TO PENDING AND FINAL PERMITTING DECISIONS; AND"

AND

Delete everything after the enacting clause and substitute the following: "SECTION 1. Arkansas Code § 8-4-203(d)(3), concerning permits issued

by the Arkansas Department of Environmental Quality, is amended to read as follows:

(3)(A) If the department determines that a hearing is necessary or desires such a hearing, the department shall schedule a public hearing and.

(B)(i) If the department schedules a public hearing, the <u>department</u> shall notify by first class mail the applicant and all persons that who have submitted comments of the date, time, and place of the public hearing.

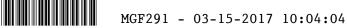
(ii) The notice shall be provided using one (1) of the following methods based on the contact information available for the applicant or the person and the Director of the Arkansas Department of Environmental Quality discretion:

(a) First class mail; or (b) Electronic mail.

SECTION 2. Arkansas Code § 8-4-203(e)(1)(C), concerning permits issued by the Arkansas Department of Environmental Quality, is amended to read as follows:

(C)(i) At the conclusion of the public comment period, the department shall announce in writing its provide a final written permitting decision regarding the permit application.

(ii) The final written permitting decision shall be published on the department's website.



(iii) The department shall provide the applicant the final permitting decision using one (1) of the following methods based on the contact information available and the director's discretion:

(a) First class mail; or

(b) Electronic mail.

(iv) The department shall provide notice of the

final permitting decision to all persons who have submitted comments using one (1) of the following methods based on the contact information available and the director's discretion:

> (a) First class mail; or (b) Electronic mail."

Secretary