



January 13, 2014

Sen. Bill Sample, Co-Chair
Rep. John Edwards, Co-Chair
Arkansas Legislative Council
Room 315, State Capitol Building
Little Rock, AR 72201

Dear Legislators:

As required in Act 1202 of 2013, Section 43, the Arkansas Department of Environmental Quality presents the following information:

The number of inspections, any hearings, findings, orders, fines, or other agency regulatory or enforcement actions or activities involving the Fayetteville Shale.

The enclosed information provided by each division covers the period September 1, 2013 through December 31, 2013. If you have any questions, please contact Karen Bassett at (501) 682-0959.

Sincerely,

A handwritten signature in black ink, appearing to read "Teresa Marks", is written over a horizontal line.

Teresa Marks
Director

Enclosure

ADEQ Report to Legislative Council on Fayetteville Shale

Related Activities pursuant to Section 43 of Act 1202

October 1 – December 31, 2013

A. Total Complaints Received - 6

Complaints received by county		Complaints received by program
Cleburne – 1		Air – 1
Faulkner – 2		Water - 5
Van Buren - 2		
White - 1		

B. Total Inspections Performed – 294

Inspections performed by county		Inspections performed by program
Baxter – 1		Air – 39 (routine inspections and stack test observations)
Cleburne – 37		Solid Waste - 3
Conway – 32		Water - 252
Crawford – 8		
Faulkner - 11		
Franklin - 4		
Jackson – 8		
Johnson – 2		
Logan - 15		
Pope - 12		
Prairie – 1		
Pulaski - 2		
Saline - 1		
Scott – 9		
Sebastian – 22		
Van Buren – 61		
White - 58		
Yell – 10		

C. Fayetteville Shale activity related inspections estimated for next quarter

Air – 35 routine inspections, not able to estimate stack test observations as these are based on facilities notifications

Mining – 0, inspections are complaint driven

Solid Waste – 3, one inspection on each site

Water – 250 inspections

D. Number of inspection staff in all programs at beginning of reporting quarter

Air – 24

Hazardous Waste - 12

Mining – 1

Regulated Storage Tanks - 15

Solid Waste - 9

Water - 22

E. Violation types noted in inspection reports

Air

- Awaiting results on 15 stack tests, all others passed.
- Odors – 1

Water

- Trash/unauthorized fluid in pits – 1

Solid Waste –

- Bulk material left in bulking pit overnight without cover; working face containing bulked waste was left uncovered overnight.

F. Administrative Actions taken during reporting quarter

Water – 1 Consent Administrative Orders for unauthorized discharge of saltwater or other oilfield waste. Total assessed penalties - \$ 2,400

Total Penalties Collected - \$0

G. Judicial Actions taken during reporting quarter

None