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(2) The following provisions provide the legal basis for the State’s implementation of the hazardous waste management program, but they are not being incorporated by reference and do not replace Federal authori-
ties:

(i) Arkansas Code of 1987 Annotated (A.C.A.), 2000 Replacement, Title 8, Environ-
mental Law, Chapter 1: Section 6–1–197.

(ii) Arkansas Code of 1987 Annotated (A.C.A.), 2000 Replacement, Title 8, Environ-
mental Law, Chapter 7, Subchapter 2: Sections 8–7–205 through 8–7–214, 8–7–217, 8–7–218, 8–7–220, 8–7–222, 8–7–224 and 8–7–225(b) through 8–7–225(d).


(vi) Remedial Action Trust Fund Act of 1985, as amended, Arkansas Code of 1987 An-

(vii) Remedial Action Trust Fund Act of 1985, as amended, Arkansas Code of 1987 An-
notated (A.C.A.), 2005 Supplement, Title 8, Environmental Law, Chapter 7, Subchapter 5: Sections 8–7–503(6) and (7), 8–7–508, 8–7–512.


(ix) Arkansas Pollution Control and Ecol-
ogy (APC&E) Commission Regulation No. 23, Hazardous Waste Management, as amended December 9, 2005, effective March 23, 2006, Chapter One; Chapter Two, Sections 1, 2, 3(a), 3(b)(3), 4, 260.2, 260.20(c) through (f), 261 Appendix IX, 270.7(b) and (j), 270.10(e)(8), 270.34; Chapter Three, Sections 19 and 21, 22; Chapter Five, Section 28.

(x) Arkansas Pollution Control and Ecol-
ogy (APC&E) Commission, Regulation No. 9, Civil Penalties, July 24, 1962.

(xi) Arkansas Pollution Control and Ecol-

(3) The following statutory and regulatory provisions are broader in scope than the Fed-
eral program, are not part of the authorized program, and are not incorporated by re-
ference:

(i) Arkansas Hazardous Waste Management Act, as amended, Arkansas Code of 1987 An-
notated (A.C.A.), 2000 Replacement, Title 8, Environmental Law, Chapter 7, Subchapter 2: Section 8–7–226.

(ii) Arkansas Pollution Control and Ecol-
ogy (APC&E) Commission Regulation No. 23, Hazardous Waste Management, as amended December 9, 2005, effective March 23, 2006, Chapter Two, Sections 6, 262.13(c), 262.24(d), 263.10(e), 263.13, 264.71(e), 265.71(e); Chapter Three, Section 25.

(4) Memorandum of Agreement. The Memo-
randum of Agreement between EPA Region VI and the State of Arkansas, signed by the Executive Director of the Arkansas Depart-
ment of Environmental Quality (ADEQ) on November 3, 2000, and by the EPA Regional Administrator on April 5, 2002, is referenced as part of the authorized hazardous waste management program under Subtitle C of RCRA, 42 U.S.C. 6921 et seq.

(5) Statement of Legal Authority. “Attorney General’s Statement for Final Authoriza-
tion,” signed by the Attorney General of Ar-
kanas on July 9, 1984 and revisions, supple-
ments, and addenda to that Statement dated September 24, 1987, February 24, 1989, Decem-
ber 11, 1990, May 7, 1992 and by the Inde-
pendent Legal Counsel on May 10, 1994, Feb-
cember 1, 1997, December 12, 2001, and July 27, 2006 are referenced as part of the author-
ized hazardous waste management program under Subtitle C of RCRA, 42 U.S.C. 6921 et seq.

(6) Program Description. The Program De-
scription and any other materials submitted as part of the original application or as supple-
ments thereto are referenced as part of the au-
thorized hazardous waste management program under Subtitle C of RCRA, 42 U.S.C. 6921 et seq.

§§ 272.202–272.249 [Reserved]

Subpart F—California

§§ 272.250–272.299 [Reserved]

Subpart G—Colorado

§§ 272.300–272.349 [Reserved]

Subpart H—Connecticut

§§ 272.350–272.399 [Reserved]

Subpart I—Delaware

§ 272.400 State authorization.

(a) The State of Delaware is author-
ized to administer and enforce a haz-
ardous waste management program in