EXHIBIT D5

Occupational Authorizations

for the meeting of the

ALC-OCCUPATIONAL LICENSING REVIEW SUBCOMMITTEE

Thursday, May 19, 2022 at 12:00 PM

Division of Environmental Quality

WASTEWATER TREATMENT PLANT OPERATOR

Authorization Type: Licensure

# of Individuals Regulated: 4846

Entity Division Name: Office of Water Quality

Scope of Practice: Arkansas has established statutory and regulatory requirements for the licensing of wastewater treatment system operators. Requiring licensed operators ensures such treatment systems are operated in a manner that is protective of public health, the environment, and the public and private sectors infrastructure investments.

Statutory Requirement(s): Federal Requirements: Licensing requirements are not mandated in federal Clean Water Act, but are consistent with federal regulations requiring that treatment systems discharging to Waters of the United States are properly operated and maintained and comply with the National Pollutant Discharge Elimination System (NPDES) requirements 40 CFR Part 122.41 et seq.

State Requirements: Arkansas clearly established requirements for wastewater licensing in Ark. Code Ann. §8-5-207 which states:
"In order to safeguard the public health and protect the waters of this state from pollution, all operators in responsible charge of public or private wastewater treatment plants shall be duly licensed and certified as competent by the Division of Environmental Quality under the provisions of this subchapter and under such rules and regulations as the Arkansas Pollution Control and Ecology Commission may adopt…."

In addition, Ark. Code Ann. §8-5-208 establishes additional requirements related to wastewater operator licenses.

Arkansas Pollution Control and Ecology Commission (APC&EC) Rule 3, as amended February 22, 2008, sets forth the requirements for the licensing wastewater treatment system operators as well as other components of the licensing program including the Wastewater Licensing Committee, licensing requirements, training requirements, and other administrative features of the program.

DEQ has currently issued 1188 Individual and General NPDES Permits that requires the facility operator be licensed either as a municipal or industrial Arkansas Licensed Wastewater Operator.

Pursuant to Arkansas Code § 17-1-106, do you provide automatic licensure to an active military service member, returning military veteran applying for licensure within one year of his or her discharge from active duty, or the spouse of an active military service member or returning military veteran who is within one year of discharge from active duty? **No**

If NO, the rule establishing the expedited process and procedure:

- Rule for Expedited Process and Procedure for Military Service Member or Spouse

Fees & Penalties

Fee Type	Fee Description	Amount ($)	Frequency
Fee	Initial combined examination and licensing fee	$40.00	Once
Fee	License Renewal	$40.00	Biennially

Administrative Rules Documents

Document Type	Document
Rules	APCEC_Rule_03_final_080315.pdf

Supporting Evidence Documents

No Supporting Evidence Documents Provided