

**TITLE 252. DEPARTMENT OF ENVIRONMENTAL QUALITY  
CHAPTER 606. OKLAHOMA POLLUTANT DISCHARGE ELIMINATION SYSTEM  
(OPDES) STANDARDS**

**RULEMAKING ACTION:**

Notice of proposed PERMANENT rulemaking

**PROPOSED RULES:**

Subchapter 1. Introduction

252:606-1-1 [AMENDED]

252:606-1-2 [AMENDED]

252:606-1-4 [AMENDED]

252:606-1-6 [AMENDED]

Subchapter 3. Discharge Permitting Process for individual And General discharge Permits

252:606-3-3 [AMENDED]

252:606-3-7 [NEW]

Subchapter 5. Discharge Permit Requirements

252:606-5-2 [AMENDED]

Subchapter 8. Biosolids Requirements

252:606-8-6 [AMENDED]

Subchapter 11. Tests and Reports

252:606-11-2 [AMENDED]

252:606-11-4 [AMENDED]

**SUMMARY:**

The Department is proposing to: (1) reference the applicable laboratory accreditation rules; (2) include a citation to the Oklahoma Water Quality Standards; (3) add or modify definitions for “accredited laboratory,” “compliance testing,” “DMR,” and “control tests;” (4) delete the definitions of “approved laboratory” and “laboratory checks;” (5) replace all language using “approved laboratory” with “accredited laboratory,” which is consistent with simultaneous changes being made in OAC 252:301 (revoke) and OAC 252:307 (new); (6) update the CFR publication date to the most recent CFR publication year; (7) clarify the language regarding the OPDES permit applications, including adding section titles; (8) add section 606-3-7 that authorizes the continuation and/or enforcement of expired state permits; (9) allow a university familiar with Oklahoma crops and soils to perform certain soil analyses; (10) clarify that analytical results for compliance tests are to be from an accredited laboratory; (11) clarify that DMRs are to include all valid compliance test results; (12) and other minor language clarifications.

**AUTHORITY:**

Environmental Quality Board, 27A O.S. § 2-2-101 and 2-3-402; Water Quality Management Advisory Council, 27A O.S. § 2-2-201; and 27A O.S. §§ 2-6-103, 2-6-203, 2-6-402 and 2-6-501.

**COMMENT PERIOD:**

The comment period will be held from December 1, 2014 to December 31, 2014. Persons wishing to present their views in writing may do so before 5:00 p.m. on December 31, 2014 at the following address: Mark Hildebrand, Water Quality Division, 707 N. Robinson, Oklahoma City, Oklahoma 73102 or Mark.Hildebrand@deq.ok.gov.

Oral comments may be made at the Water Quality Management Advisory Council meeting on January 13, 2015, and at the Environmental Quality Board meeting on February 20, 2015.

**PUBLIC HEARING:**

The public hearing before the Water Quality Management Advisory Council will be on January 13, 2015, at 1:00 p.m. in the Multi-Purpose Room on the first floor of the Department of

Environmental Quality, 707 N. Robinson, Oklahoma City, Oklahoma 73102.

The public hearing before the Environmental Quality Board will be on February 20, 2015, at 9:30 a.m. in the Multi-Purpose Room on the first floor of the Department of Environmental Quality, 707 N. Robinson, Oklahoma City, Oklahoma 73102.

**REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:**

Business entities affected by these proposed rules are requested to provide to the agency with information, in dollar amounts if possible, about increase in the level of direct costs, indirect costs, or other costs expected to be incurred by the business entity due to compliance with the proposed rules. Business entities may submit this information in writing to Mark Hildebrand at the above address during the period from December 1, 2014 to December 31, 2014.

**COPIES OF PROPOSED RULES:**

The proposed rules may be viewed on the agency's website at <http://www.deq.state.ok.us> and copies may be obtained from the Department of Environmental Quality's at 707 N. Robinson, Oklahoma City, Oklahoma, during normal business hours (8:00 a.m. - 4:30 p.m. Monday through Friday). Copies may also be obtained by written request mailed to the attention of Mark Hildebrand, at 707 N. Robinson, Oklahoma City, Oklahoma 73102 or emailed to [Mark.Hildebrand@deq.ok.gov](mailto:Mark.Hildebrand@deq.ok.gov).

**RULE IMPACT STATEMENT:**

Pursuant to 75 O.S. § 303(D), a rule impact statement is being prepared and will be available for review after December 15, 2014. Copies of the rule impact statement may be obtained at DEQ, from the contact person, or online at <http://www.deq.state.ok.us>.

**CONTACT PERSON:**

Mark Hildebrand, (405) 702-8100 or [Mark.Hildebrand@deq.ok.gov](mailto:Mark.Hildebrand@deq.ok.gov) (Procedural, legal and technical questions). The DEQ is located at 707 N. Robinson, Oklahoma City, Oklahoma 73102. The DEQ's mailing address is P.O. Box 1677, Oklahoma City, Oklahoma 73101-1677.

**ADDITIONAL INFORMATION:**

Persons with disabilities who desire to attend the rulemaking hearing and need an accommodation should notify the contact person three (3) days in advance of the hearing. For hearing impaired, the TDD relay number is 1-800-522-8506 or 1-800-722-0353, for TDD machine use only.