TITLE 252. DEPARTMENT OF ENVIRONMENTAL QUALITY
CHAPTER 623. PRETREATMENT FOR CENTRAL TREATMENT TRUSTS

RULEMAKING ACTION:
Notice of proposed PERMANENT rulemaking

PROPOSED RULES:
  252:623-1-7. Incorporation by reference [AMENDED]
Subchapter 7. Wastewater Discharge Permit Application
  252:623-7-4. Permit application contents [AMENDED]
  252:623-23-1. Pretreatment charges and fees

SUMMARY:
The Department proposes to establish a fee for the review and issuance of permits to industries that discharge to a Central Treatment Trust. Previously, the Department was reviewing the permits at a cost to the Department, but at no cost to the regulated community. Additionally, the Department proposes to have fees automatically increase every year thereafter in accordance with increases in the Consumer Price Index, as previously adopted on other Chapters. Finally, the Department proposes to update its rules concerning the date of the incorporation by reference of certain federal regulations. The change updates the publication date of the federal rules from July 1, 2009, to July 1, 2010.

AUTHORITY:
Environmental Quality Board, 27A O.S. § 2-2-101; 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:
Written comments may be submitted to the contact person from September 1, 2010, through October 4, 2010. Oral comments may be made at the Water Quality Management Advisory Council meeting on October 12, 2010, and at the Environmental Quality Board meeting in February, 2011.

PUBLIC HEARING:
Before the Water Quality Management Advisory Council on October 12, 2010, at 1:00 p.m. at the Department of Environmental Quality, 707 N. Robinson, Oklahoma City, Oklahoma 73102.
Before the Environmental Quality Board in February, 2011, at 9:30 a.m. at the Department of Environmental Quality, 707 N. Robinson, Oklahoma City, Oklahoma 73102. The date has not been determined at this time.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:
The DEQ requests that business entities affected by the proposed rules provide to DEQ (within the comment period) the increase (in dollar amounts if possible) in the level of direct costs (e.g., fees) and indirect costs (e.g., reporting, record keeping, equipment, construction, labor, professional services, revenue loss), or other costs expected to be incurred due to compliance with the proposed rules.

COPIES OF PROPOSED RULES:
Copies of the proposed rules may be obtained from the contact person, reviewed at the Department of Environmental Quality, 707 N. Robinson, Oklahoma City, Oklahoma, during normal business hours (8:00 am - 4:30 pm Monday through Friday) or reviewed online at http://www.deq.state.ok.us/wqdnew/index.htm.

RULE IMPACT STATEMENT:
Copies of the rule impact statement may be obtained from the contact person or may be reviewed online at http://www.deq.state.ok.us/wqdnew/index.htm.

CONTACT PERSON:
The contact person is Mark Hildebrand. Mark may be contacted at: Mark.Hildebrand@deq.ok.gov (e-mail), (405) 702-8100 (phone) or (405) 702-8199 (fax). 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.