

**REGULAR MEETING AGENDA  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
OKLAHOMA ENVIRONMENTAL QUALITY BOARD**

A Public Meeting: 9:30 a.m., Thursday, November 19, 2009  
Regents Room  
East Central University  
1100 East 14th Street  
Ada, Oklahoma 74820

*Please turn off cell phones*

- 1. Call to Order** – Brita Cantrell, Chair
- 2. Roll Call** – Myrna Bruce, Secretary, Board & Councils
- 3. Approval of Minutes** of the August 24, 2009 Regular Meeting
- 4. Rulemaking – OAC 252:020 Emergency Planning and Community Right-to-Know**

The Department proposes to amend its Emergency Planning and Community Right-to-Know rules to update the incorporation by reference of the federal emergency planning rules from July 1, 2004 to July 1, 2009. In 2008, EPA finalized several minor changes to the emergency planning and notification sections of the federal rules. For hazardous chemical reporting regulations, the Tier I and Tier II forms have been removed from the CFR. In addition, reporting requirements for hazardous chemicals in a mixture have been clarified. Emergency planning rules are not under the jurisdiction of any advisory council.

- Presentation – Judy Duncan, Director, Customer Services Division, DEQ
- Questions and discussion by the Board
- Questions, comments and discussion by the public
- Discussion and possible action by the Board, which may include a roll call vote on permanent adoption

**5. Rulemaking – OAC 252:205 Hazardous Waste Management**

The Department proposes to amend its Hazardous Waste Management Rules to update the incorporation by reference of the federal hazardous waste regulations found in 40 CFR Parts 124 and 260-279 from July 1, 2008 to July 1, 2009, except for the federal rules previously exempted. One new rule establishes an alternative set of generator requirements for eligible academic laboratories. None of the other rule changes is expected to have a substantial impact on the DEQ or Oklahoma businesses.

- Presentation – Wes Anderson, Vice-Chair, Hazardous Waste Management Advisory Council
- Questions and discussion by the Board
- Questions, comments and discussion by the public
- Discussion and possible action by the Board, which may include a roll call vote on permanent adoption

## **6. OAC 252:611 General Water Quality**

The Department proposes to amend the date of incorporation by reference of federal rules pertaining to entities required to receive a water quality certification from the Department pursuant to Section 401 of the Clean Water Act when the entity is required to obtain a federal permit. This rule change updates the incorporation by reference from July 1, 2008 to July 1, 2009. There are no substantive changes in the federal rules.

- Presentation – Michael Paque, Vice-Chair, Water Quality Management Advisory Council
- Questions and discussion by the Board
- Questions, comments and discussion by the public
- Discussion and possible action by the Board, which may include a roll call vote on permanent adoption

## **7. OAC 252:623 – Pretreatment For Central Treatment Trusts**

The Department proposes to amend the date of the incorporation by reference of federal rules pertaining to the Central Treatment Trusts [Oklahoma Ordnance Works Authority (OOWA)] from July 1, 2008 to July 1, 2009. These rules apply only to OOWA, which is located in the industrial park in Pryor, Oklahoma. There are no substantive changes in the federal rules.

- Presentation – Michael Paque, Vice-Chair, Water Quality Management Advisory Council
- Questions and discussion by the Board
- Questions, comments and discussion by the public
- Discussion and possible action by the Board, which may include a roll call vote on permanent adoption

## **8. OAC 252:631 – Public Water Supply Operation**

The Department proposes to amend the date of the incorporation by reference of federal rules pertaining to public water supplies, except for the federal rules previously exempted, from July 1, 2008 to July 1, 2009. There are no substantive changes in the rules being incorporated in this rulemaking. The update is necessary for the Department to retain primacy and to implement primary drinking water standards pursuant to the federal Safe Drinking Water Act in Oklahoma.

- Presentation – Michael Paque, Vice-Chair, Water Quality Management Advisory Council
- Questions and discussion by the Board
- Questions, comments and discussion by the public
- Discussion and possible action by the Board, which may include a roll call vote on permanent adoption

## **9. Consideration of and Action on the Annual Environmental Quality Report**

The Oklahoma Environmental Quality Code requires the DEQ to prepare an “Oklahoma Environmental Quality Report” and to submit it to the Governor, Speaker of the House and Senate President Pro Tem by January 1<sup>st</sup> of each year. The statutorily prescribed purpose of this report is to outline the DEQ’s annual funding needs for providing environmental services within its jurisdiction, reflect any new federal mandates, and summarize DEQ-recommended statutory changes. The Environmental Quality Board is to review, amend (as necessary) and approve the report.

- Presentation – Jimmy Givens, Deputy Executive Director, DEQ
- Questions and discussion by the Board
- Questions, comments and discussion by the public
- Discussion and possible action by the Board, which may include a roll call vote on approval

## **10. Executive Director’s Report** – Steve Thompson, Executive Director, DEQ

## **11. New Business** (any matter not known about and which could not have been reasonably foreseen prior to the time of posting of agenda)

## **12. Next meeting:** February 26, 2010 - DEQ Multipurpose Room

## **13. Adjournment**

**Public Forum – Following Adjournment** -- The Board meets several times a year at different locations across the State to hear the views and concerns of all Oklahomans about environmental issues. This opportunity is informal, and we invite you to sign the register to speak.

**Should you desire to attend but have a disability and need an accommodation, please notify the DEQ three days in advance at 405-702-7100. For hearing impaired, the TDD Relay Number is 1-800-722-0353 for TDD machine use only.**

---

Some members of the Board and senior staff members from DEQ will meet for dinner in Ada the evening of November 18. This is a social occasion. It is uncertain whether a majority of the Board will be present, but no Board or DEQ business will be conducted.