

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

A Public Meeting: 9:30 a.m., Tuesday, August 24, 2004
Seminar Center – Gordon Cooper Technology Center
One John C. Bruton Blvd.
Shawnee, Oklahoma

1. Call to Order – Richard Wuerflein, Chair
2. Roll Call – Myrna Bruce, Secretary, Board & Councils
3. Approval of Minutes of the June 22, 2004 Regular Meeting
4. **Rulemaking - OAC 252:100 Air Pollution Control**
Two sets of rule amendments are proposed:
 - The DEQ proposes to correct a reference error in Section 3-4. This citation was overlooked when the Prevention of Significant Deterioration (PSD) requirements that were previously located in Part 5 of Subchapter 7 were moved to Part 7 of Subchapter 8.
 - The DEQ proposes to add language to Section 7-2 to make clear that de minimis cotton gins that comply with the requirements of Subchapter 23 (Control of Emissions from Cotton Gins) and de minimis feed and grain facilities that comply with the requirements of Subchapter 24 (Particulate Matter Emissions from Grain, Feed or Seed Operations) are not required to comply with the requirements of Subchapter 25 (Visible Emissions and Particulates) and Subchapter 29 (Control of Fugitive Dust). Subchapters 23 and 24 set visible emissions standards and fugitive dust standards for cotton gins and feed and grain facilities, respectively. It is not the DEQ's intention that de minimis facilities be held to more stringent standards than facilities with larger emissions that require permits.
 - A. Presentation – David Branecky, Vice-Chair, Air Quality Advisory Council
 - B. Questions and discussion by the Board
 - C. Questions, comments and discussion by the public
 - D. Discussion and action by the Board, which may include a roll call vote on permanent adoption
5. **Rulemaking - OAC 252:110 Lead-Based Paint Management**
The DEQ proposes to amend Subchapters 3 and 5 to update the incorporations by reference of 40 CFR 745, and to amend Subchapter 3 to make corresponding definitional changes. Amendments are proposed to Subchapter 9 and Subchapter 11 to clarify requirements for accredited lead-based paint training programs and certificate requirements, respectively. Amendments to Subchapter 13 are for consistency with DEQ Radiation Management Rules and EPA standards.
 - A. Presentation – David Branecky, Vice-Chair, Air Quality Advisory Council
 - B. Questions and discussion by the Board
 - C. Questions, comments and discussion by the public
 - D. Discussion and action by the Board, which may include a roll call vote on permanent adoption
6. **DEQ Operational Budget Request**
DEQ budget requests to the Governor through the Office of State Finance (OSF) require approval of the Board. The operational budget request for State Fiscal Year (SFY) 2006 (beginning July 1, 2005) must be submitted to the OSF by October 1, 2004. The law requires that all state agencies submit a five-year budget plan. The request for the coming year, in this case SFY 2006, is the

most critical. Included in the request for SFY 2006 are funds for equipment, analyses and community assistance to help meet the new and expanded requirements of the federal Safe Drinking Water Act; for air quality toxics monitoring; for the air quality mobile source program; and for enhanced monitoring of mercury in fish.

- A. Presentation – Craig Kennamer, Deputy Executive Director
 - B. Questions and discussion by the Board
 - C. Questions, comments and discussion by the public
 - D. Discussion and action by the Board, which may include a roll call vote on approval
7. Calendar Year 2005 Board meeting dates and locations: Discussion and vote by the Board
 8. New Business (any matter not known about, or which could not have been reasonably foreseen, prior to the time of posting of agenda)
 9. Executive Director’s Report – Steve Thompson
 10. Adjournment

Public Forum (after adjournment): The Board meets four 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, as well as senior staff members from the DEQ, will meet for dinner in Shawnee the evening of August 23. This is a social occasion. No Board or DEQ business will be conducted or discussed.