



2006 Appendices

2006

Fiscal Statistics
Environmental Quality Report
Administrative Hearings
Criminal Enforcement Statistics
Solid Waste Fee Report

Annual Report

Ambient Monitoring - FY2006 Air Quality

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Ambient Monitoring					
Continuous Monitoring Systems	25	25	25	25	100
Non-continuous Stations	10	10	10	12	42
Toxics Stations	2	0	3	3	8
Number of Air Samples Collected (continuously/hourly)					
Ozone (in thousands)	19.6	17.6	17.0	17	71.192
Sulfur Oxides (in thousands)	8.4	12.7	12.6	12.8	46.525
Total Oxides of Nitrogen	6.4	6.6	6.2	6.4	25.647
Nitrogen Dioxide-NO ₂ (in thousands)	6.4	6.6	6.2	6.4	25.647
Nitrogen Oxides-NO (in thousands)	6.4	6.6	6.2	6.4	25.647
Carbon Monoxide (in thousands)	4.3	3.8	4.0	4.3	16.388
Special Purpose (in thousands)	23.7	22.4	19.3	24.8	90.192
PM-10 (in thousands)	2.0	2.1	2.1	2.1	8.343
PM-2.5 (in thousands)	16.4	15.5	16.5	17.2	65.607
Number of Air Samples Collected (non-continuous/daily)					
PM-10	88	91.0	116.0	114	409
PM-2.5	537	535.0	508.0	519	2099
Toxics	13	0.0	30.0	30	73

Excess Emissions Monitoring - FY2006 Air Quality

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Excess Emissions Report	542	546	483	1,057	2,628

Emissions Inventory - FY2006 Air Quality

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Emissions Inventory					
Billings					
Major Sources	19	10	0	107	136
Minor Sources	4	4	0	276	284
Inventories prefers Received					
Companies	20	12	661	48	741
Facilities	43	86	2,085	96	2,310

Enforcement Administration - FY2006

Air Quality

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Air Enforcement					
Notices of Violation	16	16	10	7	49
Formal Actions	11	13	14	12	50
Level III Violation Letters	29	14	30	10	83
Asbestos Actions	0	0	1	0	1
Fines Paid (in thousands of dollars)	169.333	210.0	57.52	258.656	696
SEP Dollars (in thousands)	328.984	58.5	93.175	44.98	526
Total Number of SEPs	4	2	4	2	12

Inspection - FY2006

Air Quality

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Air Inspections					
Monitoring Inspections (from ECLS)	13	10	19	53	954
On-Site Compliance Evaluations	195	154	173	141	663
Off-Site Compliance Evaluations	365	256	280	496	1,397
Follow-up Enforcement Inspections	8	8	9	8	33
Asbestos Inspections	79	104	103	96	382
Complaint Inspection	42	64	29	36	171
Stack Tests Observed	14	7	17	19	57
Stack Tests Reviewed	15	20	13	4	52

Lead Based Paint - FY2006

Air Quality

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Lead Based Paint Certification					
Inspector	0	0	0	2	2
Risk Assessor	5	0	3	93	101
Abatement Worker	13	18	5	64	100
Supervisor	11	0	1	73	85
Project Designer	0	0	0	2	2
Firm	4	3	1	78	86
Lead Based Paint Compliance Inspections	4	2	3	6	15

Permit Administration - FY2006

Air Quality

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Air Quality Permitting					
Construction Applications/Permits Issued					
Minor Received	38	36	42	40	156
Minor Issued	36	34	34	40	144
Major Received	14	12	6	5	37
Major Issued	9	11	11	13	44
PSD Received	2	4	1	2	9
PSD Issued	1	1	1	1	4
Operating Applications/Permits Issued					
Minor Received	82	105	92	99	378
Minor Issued	81	78	99	93	351
Major Received	5	0	0	2	7
Major Issued	0	0	5	0	5
PSD Received	1	1	0	0	2
PSD Issued	0	1	1	2	4
Title V Received	16	14	16	16	62
Title V Issued	9	14	16	14	53
Title V Renewal Received	19	17	23	23	82
Title V Renewel Issued	25	22	25	12	84
Acid Rain Received	0	0	0	0	0
Acid Rain Issued	1	0	0	0	1
Relocation Received	8	5	8	12	33
Relocation Issued	7	6	7	9	29
Applications Withdrawn	14	19	12	14	59
Applicability Determination Received	31	34	29	33	127
Applicability Determination Issued	39	34	22	26	121
Permits Denied	0	0	0	0	0
Total Applications Received	216	228	217	232	893
Total Permits Issued	208	201	221	210	840
Permits Issuance > Timelines	8	15	22	17	62
Tests Observed	6	0	2	2	10
Performance Inspections	61	38	51	52	202
Permit Protest Hearings	0	0	0	0	0
Number of PSD Modeling Analyses Conducted	2	4	1	2	9

Public Information and Education - FY2006

Air Quality

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Clean Air Alerts					
Oklahoma City	6	0	0	5	11
Tulsa	7	0	0	5	12
Lawton	5	0	0	3	8
AQ Health Advisories	n/a	n/a	n/a	15	15
Environmental Education Events					
Conference Presentations	1	5	0	5	11
Conference Displays	1	1	1	2	5
Community Wide Events					
Education Presentations					
K-12	1	0	2	4	7
University	0	1	0	4	5
Community/Adult	6	7	3	4	20
Teacher Packets Distributed	2	5	76	36	119
Contacts	663	564	481	4,825	6,533

Quality Assurance - FY2006

Air Quality

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Quality Assurance					
Audits					
Continuous	34	29	37	38	138
Non-Continuous	20	14	17	20	71
Interlab	0	0	4	0	4
Data Validation	812	694	765	772	3,043
Standards Certified	71	62	72	67	272
Filter Checks	211	131	191	304	837
Precision Tests	378	356	320	345	1,399

Environmental Impact Assessments - FY2006

Air Quality

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Environmental Impact Assessments	2	0	6	2	10

Ambient Monitoring - FY2006 Customer Services

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Biotrend Monitoring (from CSD)	31	6	0	0	37

Compliance Monitoring - FY2006 Customer Service

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Compliance Monitoring					
Industrial/Municipal Wastewater	22	3	29	36	90

Customer Assistance General Outreach - FY2006 Customer Services

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Customer Assistance					
Services Provided to:					
Corporations	376	357	381	370	1,484
Cities/Towns	42	40	42	44	168
Other Government	184	176	186	181	727
Individuals	26	24	27	26	103
Permit Assistance to New Business & Industry	6	8	7	6	27
Targeted Outreach	0	168	0	0	168

Laboratory Operations - FY2006 Customer Services

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Laboratory Services					
Local DEQ	52	44	42	55	193
Private Citizens	227	531	147	159	1,064
Contractual	249	261	347	186	1,043
QA Check Samples	86	40	178	67	371
Public Water Supplies 3,785	3,071	3,001	2,820	12,677	
Bacteriological	6,959	6,211	5,453	6,506	25,129
Super Fund	431	171	111	222	935
Hazardous Waste	65	35	152	80	332
Water Quality	53	217	62	33	365
Oklahoma Water Resources Board	950	811	640	1,094	3,495
Conservation Commission	0	0	0	0	0
Percent of Samples Analyzed Within Turnaround Goals	87%	94%	95%	98%	92%
Laboratory Methodology/Instrumentation					
# New Instruments to Support New Methods	1	0	0	0	1
# Replacement Instruments	1	1	0	0	2
# New Methods Implemented	0	0	0	1	1
Laboratory Certification					
Applications Received	3	1	1	4	9
Certificates Issued	2	0	0	0	2
Certificates Renewals	0	166	0	0	166
Performance Evaluations	7	11	10	12	40
Issuance > Timelines	0	0	0	0	0

Permit Administration - FY2006 Customer Services

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Public Meetings for Permitting	0	1	1	2	4

Customer Assistance Pollution Prevention - FY2006 Customer Services

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Pollution Prevention Activities					
Technical Assistance					
Telephone & E-mail contacts	36	23	24	30	113
Site Assistance Visits	2	1	1	2	6
Publish P2 Literature	1	0	0	0	1
Disseminate P2 Information	250	250	200	250	950
Seminars, Workshops, & Presentations	1	3	6	5	15

Public Information - FY2006 Customer Services

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Public Information & Publications					
Designs/Illustrations/Graphics Produced	251	282	165	247	945
Brochures/Flyers Produced	51	52	42	39	184
Fact Sheets Produced	14	6	3	7	30
Publications/Reports Produced	12	4	6	17	39
Newsletters Produced	3	4	5	2	14
Web Applications/Pages Developed	19	29	25	23	96
Information Dissemination and Environmental Education					
Conferences/Displays	4	3	3	2	12
Environmental Education packets/information distributed	21	26	57	24	128
Personal/Web /Phone Contacts	110	79	118	123	430

Sara Title III - FY2006 Customer Services

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Community Right to Know (EPCRA)					
Tier 2 Reports Filed	110	52	36,467	52	36,681
Tier 2 Forms Filed Electronically	102	48	22,181	5	22,336
Toxic Release Reports Filed	75	4	10	934	1,023
Industry Request for Guidance	40	241	1,174	36	1,491
CAMEO/Submit Instruction/Presentations	5	6	12	22	45
LEPC Meetings Attended	6	6	11	7	30
TRI Inspections Attended	4	6	6	3	19

Media Handling - FY2006 Administration

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Media Relations					
Press Releases	7	8	19	20	54
Responses to Media Inquiries	131	73	99	93	396
Interviews	90	46	66	67	269
Number of Presentations	31	43	43	40	157
Number of Citizens at Presentations	2,010	2,966	3,677	2,261	10,914

Complaint Statistics - FY2006

ECLS

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Total Spills/Complaints Received	1,352	1,005	1,277	1,385	5,019
Spills/Complaints Referred to Other Agencies	85	62	87	83	317
EPA	2	5	6	3	16
Corps of Engineers	2	0	2	1	5
Used Motor Vehicle Commission	0	0	0	0	0
Dept. of Agriculture, Food, & Forestry	12	5	11	7	35
County Sheriff's Office	5	0	6	4	15
City/Town	8	7	9	10	34
Dept. of Mines	0	1	0	0	1
Corporation Commission	46	38	40	48	172
Native American	3	1	3	4	11
Dept. of Wildlife Conservation	1	0	0	0	1
Dept. of Health	3	2	2	2	9
Dept. of Transportation	0	0	0	0	0
Dept. of Labor	2	1	6	3	12
Liquefied Petroleum & Gas Board	0	0	0	0	0
Dept. of Public Safety	0	0	1	0	1
Conservation Commission	0	0	0	0	0
Oklahoma Water Resources Board	1	2	1	1	5
Total DEQ Spills/Complaints Received	1,267	943	1,190	1,302	4,702
Spills Received	112	89	62	102	365
Water Quality Division	5	1	2	2	10
Air Quality Division	52	39	19	40	150
Land Protection Division - Solid Waste	53	48	39	59	199
Land Protection Division - Hazardous Waste	2	1	2	1	6
Complaints Received	1,155	854	1,128	1,200	4,337
Publicly-Owned Wastewater Facility & Lines	81	57	80	71	289
Private Wastewater Service Lines	139	101	160	160	560
Public Water Supply	120	72	76	83	351
Fish Kills	13	2	2	6	23
Unpermitted Discharge - Unknown Source	4	6	6	12	28
Industrial Stormwater	2	6	4	3	15
Industrial Wastewater Treatment	14	5	16	17	52
Fugitive Dust	102	87	103	94	386
Air Facilities Emissions	21	31	21	28	101
Odors	33	50	19	24	126
NESHAP Violations	4	2	4	3	13
Lead Based Paint	3	3	1	2	9
Solid Waste Landfill Operation	11	6	11	10	38
Tires	8	4	10	10	32
Hazardous Waste Facility Operation	22	12	14	15	63
Radiation	2	7	4	2	15
Underground Injection Control	0	0	0	0	0
On-site Sewage	235	158	270	267	930
Private Water Supply	4	1	5	3	13
Open Burning	94	73	45	86	298
Unpermitted Disposal of Solid Waste	109	83	167	168	527
Unpermitted Disposal of Liquid Waste	92	47	63	88	290
Septage Pumpers & Haulers	8	6	6	4	24
Construction Stormwater	34	35	41	44	154
Chronic Complaints	2	0	0	0	2
High Profile Complaints	1	0	0	2	3

Target Complaints	9	17	5	9	40
Complaints Closed	1,261	810	1,133	1,199	4,403
Emergency Response	0	0	0	0	0
Water Quality Division	0	0	0	0	0
Air Quality Division	0	0	0	0	0
Land Protection Division - Solid Waste	0	0	0	0	0
Land Protection Division - Hazardous Waste	0	0	0	0	0
Complaint Responsiveness					
Complaints Requiring Response	701	492	660	707	2,560
Met 2 Working Day Response	88%	86%	87%	90%	88%

Emergency Response - FY2006

ECLS

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Number of Emergency Response Incidents	0	0	0	0	0

Enforcement Administration - FY2006

ECLS

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Enforcement Actions - Unpermitted Activities					
Notices of Violation					
Open Burning	4	2	0	0	6
Open Dumping	1	5	1	2	9
Fugitive Dust	0	1	2	0	3
Surfacing Sewage	8	2	4	2	16
Certified Installers	0	2	1	1	4
Non-Certified Installers	0	3	2	1	6
Septage Pumpers/Haulers	0	0	0	0	0
Total Retention Lagoons	1	0	2	4	7
Certified Soil Profilers	0	0	0	0	0
Formal Actions					
Open Burning	1	0	0	0	1
Open Dumping	7	0	10	21	38
Fugitive Dust	2	0	3	0	5
Surfacing Sewage	35	41	17	41	134
Certified Installers	0	1	0	1	2
Non-Certified Installers	3	0	0	2	5
Septage Pumpers/Haulers	0	0	0	0	0
Total Retention Lagoons	1	1	3	1	6
Certified Soil Profilers	0	0	0	0	0
Fines Paid					
Open Burning	\$0	\$200	\$0	\$0.00	\$200
Open Dumping	\$438	\$292	\$438	\$146.00	\$1,314
Fugitive Dust	\$0	\$0	\$0	\$0.00	\$0
Surfacing Sewage	\$0	\$0	\$175	\$200.00	\$375
Certified Installers	\$0	\$425	\$1,175	\$0.00	\$1,600
Non-Certified Installers	\$150	\$1,350	\$0	\$0.00	\$1,500
Septage Pumpers/Haulers	\$0	\$0	\$0	\$0.00	\$0
Total Retention Lagoons	\$828	\$3,000	\$2,609	\$2,000	\$8,437
Certified Soil Profilers	\$0	\$0	\$0	\$0.00	\$0
Total	\$1,416	\$5,267	\$4,397	\$2,346	\$13,426

Permit Administration - FY2006 ECLS

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
ECLS Requested Services					
Private Sewage					
Soil Tests	480	359	519	516	1,874
Existing System Inspections	152	124	114	92	482
Authorizations Issued	3,065	2,492	2,722	2,708	10,987
Alternative System Permits Issued	13	80	77	87	257
Septage Pumpers and Haulers					
Septage Pumper Licenses Issued	7	15	136	14	172
Water Quality					
Storm Water-Construction					
Authorizations Issued	180	282	226	190	878
Authorizations Terminated	93	161	123	48	425
Storm Water-Industrial					
Authorizations Issued	20	0	0	459	479
Authorizations Terminated	2	9	14	7	32

Inspection - FY2006 ECLS

Air Quality

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Air Inspections					
Monitoring Inspections	13	10	19	53	95

Land Protection

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Solid Waste Inspections					
Monitoring Inspections	41	34	30	42	147

Water Quality

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Public Water Supply					
Monitoring Inspections	586	552	524	1,187	2,849
Municipal Wastewater					
Monitoring Inspections	313	239	250	318	1,120
Total Retention Lagoons					
Monitoring Inspections	57	93	47	116	313
Industrial Wastewater					
Monitoring Inspections	66	38	70	192	366
Stormwater					
NOT Inspections	89	213	149	55	506
Active Permit Inspections	138	88	64	171	461
No Exposure Inspections	2	8	12	92	114
Septage Pumpers					
Inspections	9	29	137	20	195

Customer Assistance Private Water Supply - FY2006 ECLS

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Requested Services					
Private Water					
Water Well Inspections	21	18	27	13	79

Wellhead Protection Program - FY2006 ECLS

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Site Visits	100	82	83	130	395
Technical Assistance Provided	38	10	13	18	79
Contingency Plans Assessed	90	77	75	109	351
Contingency Plans Completed	27	25	17	20	89

Technical Assistance - FY2006 ECLS

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
On-Site Sewage	80	47	83	142	352
Public Water Supply	35	29	35	22	121
Public Sewage	3	2	11	7	23
Total Retention Lagoons	25	11	23	25	84
Solid Waste	12	3	6	12	33
Private Water	8	14	13	12	47
Air Quality	6	1	4	5	16
Industrial Wastewater	2	7	0	2	11
Storm Water	5	12	6	12	35
Other	13	18	51	57	139
TOTAL	189	144	232	296	861

Operator Certification - FY2006 ECLS

Water Quality

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
On-site System Installer Certification					
Renewal Training Attendees	51	20	118	14	203
New Certification Examinations					
Sub-surface Examinations	0	5	4	11	20
Lagoon Examinations	0	0	0	0	0
Aerobic Examinations	0	7	16	14	37
Soil Profiler Certification					
Renewal Training Attendees	0	14	9	0	23
New Certifications	0	0	1	0	1

Enforcement Administration - FY2006

Land Protection

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Solid Waste					
Notice of Violation	3	2	3	6	14
Formal Actions	1	0	2	2	5
Facilities in significant noncompliance	4	4	4	4	16
Fines Paid (in thousands)	\$0	\$1,000	\$0	\$0	\$1,000
Supplemental Environmental Projects(in thousands)	0	0	0	0	0
Total Number of Supplemental Env. Projects	0	0	0	0	0
Hazardous Waste					
Notice of Violation	2	0	0	16	18
Formal Actions	1	0	3	0	4
Facilities in significant noncompliance	1	0	1	1	3
Fines Paid (in thousands)	10,716	19,716	9,225	9,000	48,657
Supplemental Environmental Projects(in thousands)	0	0	0	0	0
Total Number of Supplemental Env. Projects	0	0	0	0	0
Radiation					
Notice of Violation	8	4	3	6	21
Formal Actions	0	1	1	3	5
Facilities in significant noncompliance	0	0	0	0	0
Fines Paid (in thousands)	0	4,500	1,100	8,625	14,225
Supplemental Environmental Projects(in thousands)	0	0	0	0	0
Total Number of Supplemental Env. Projects	0	0	0	0	0

Customer Assistance General Outreach - FY2006

Land Protection

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Radiation Surveys	124	91	49	76	340

Inspection - FY2006

Land Protection

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Solid Waste Inspections					
Compliance Evaluation Inspections	166	167	144	116	593
Tire Dealer Inspections	0	0	0	0	0
Tire Dump Surveys	41	35	10	19	105
Hazardous Waste Inspections					
Compliance Evaluation Inspections	27	30	40	34	131
Screening Inspections	0	0	0	0	0
UIC Compliance Inspections	0	12	0	11	23
Radiation					
Compliance Evaluation Inspections	24	17	22	22	85

Permit Administration - FY2006

Land Protection

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Waste Management Permitting					
Solid Waste					
Applications Received	73	97	109	83	362
Permits Issued/Plans Approved	74	93	90	103	360
Permit Protest	0	0	0	0	0
Hazardous Waste					
Applications Received	81	78	77	64	300
Permits Issued/Plans Approved	84	70	73	61	288
Permit Protest Hearing	0	0	0	0	0
Underground Injection Control					
Applications Received	13	11	10	19	53
Permits Issued/Plans Approved	17	9	11	17	54
Radiation					
Applications Received	80	60	54	70	264
Permits Issued	93	50	81	73	297
Total Permits Issuance > Timelines	0	2	0	1	3

Waste to Resources Programs - FY2006

Land Protection

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Superfund					
Preliminary Assessments	0	1	1	0	2
Site Inspections	2	0	0	1	3
Management Assistance*	11	11	11	11	11
Remedial Design*	1	1	1	1	1
Federal Facilities*	8	8	8	8	8
Remedial Action*	5	5	4	4	4
Removal Actions**	1	0	1	1	2
New Listing on NPL	0	0	0	0	0
Sites Deleted	0	0	0	0	0
Remedial Investigation/Feasibility Study**	4	4	4	4	0
Brownfield Targeted Site Assessments Completed	0	0	5	0	5
Brownfield Targeted Site Assessments					
Targeted Site Assessment	5	5	0	4	0
Operation and Maintenance*	2	2	2	2	2
Oklahoma Plan Projects	3	3	1	0	3

*Ongoing

**new or in-progress and ongoing

Historic Site Cleanup - FY2006

Land Protection

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Private Party Oversight					
Ongoing	119	113	115	113	460
Completed	3	7	8	4	22

Environmental Education - FY2006

Land Protection

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Environmental Education Planning/Promotion					
EE Organizational/Committee Meetings & Projects	34	67	76	27	204
EE Exhibits Prepared	7	14	8	8	37
Total EE Public Presentations (conf., schools, festivals, etc.)	6	13	15	4	38
EE Public Presentations (Adult)	3	4	2	3	12
EE Public Presentations (K-12)	2	4	4	1	11
EE Publications (Total)	0	0	6	10	16
New DEQ Publications Developed	0	1	1	1	3
Updated DEQ EE Publications	4	6	5	6	21
Other EE Publications	1	2	6	3	12
EE Award Nominations Prepared	1	2	2	0	5
EE News Releases Prepared	1	4	2	1	8
EE Electronic Information Distribution	154	422	313	205	1,094
EE Grant Applications Received	2	90	0	0	92
EE Grant Applications Approved	0	10	22	0	32
EE Grants Given (\$)	\$0	\$10,000	\$0	\$0	\$10,000

Recycling Information

Recycling Exhibits Prepared	1	2	4	2	9
Recycling Conference Presentations	1	1	2	2	6
Total Recycling Public Presentations (conf., schools, festivals, etc.)	42	78	49	62	231
Recycling Public Presentations (Adult)	13	7	13	11	44
Recycling Public Presentations (K-12)	29	44	36	51	160
DEQ Recycling Publications (Total)	1	3	1	1	6
New DEQ Recycling Publications Developed	1	1	2	0	4
DEQ Recycling Publications Distributed	138	212	783	245	1,378
Recycling Training Given (Agencies, Organizations, etc.)	39	47	45	39	170
Recycling Markets Identified in Oklahoma (Total)	33	27	28	22	110
Recycling Markets Identified in Oklahoma (New)	4	6	4	4	18
Waste Audits Performed	1	3	3	1	8

Rulemaking Meetings

Council meetings/rulemaking hearings held	1	2	1	0	4
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Non-Hazardous Waste Management - FY2006

Land Protection

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Solid Waste NHIW Certifications Received	156	145	136	148	585

Operator Certification - FY2006

Land Protection

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Radiography Certification Exams	9	25	41	24	99

TMDL Development - FY2006 Water Quality

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
TMDLS					
TMDLs Started	15	2	0	20	37
TMDLs Completed	5	3	2	3	13

Operator Certification - FY2006 Water Quality

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Operator Training and Certification					
Approved Training Hours Provided	584	232	1036	2,624	4,476
New Certified Examinations					
Water Operator	264	165	249	180	858
Wastewater Operator	201	117	169	142	629
Water Laboratory Operator	62	45	43	4	154
Wastewater Laboratory Operator	40	19	49	10	118

Enforcement Administration - FY2006 Water Quality

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Public Water Supply					
Boil Advisories	2	2	0	3	7
Notices of Violation	230	91	208	183	712
Consent / Final Orders	11	8	10	0	29
Fines Paid (in thousands)	0	0.5	0.33	0	0.83
Supplemental Environmental Projects(in thousands)	0	0	0	0	0
TOTAL number of SEPs	0	0	0	0	0
Municipal Wastewater					
Notices of Violation	40	10	12	17	79
Consent / Final Orders	23	19	19	33	94
Fines Paid (in thousands)	0	0	0	0	0
Supplemental Environmental Projects(in thousands)	0	0	0	0	0
TOTAL number of SEPs	0	0	0	0	0
Industrial Wastewater					
Notices of Violation	9	7	3	7	26
Consent / Final Orders	10	5	1	1	17
Fines Paid (in thousands)	49	0	0	0	49
Supplemental Environmental Projects(in thousands)	0	0	0	0	0
TOTAL number of SEPs	0	0	0	0	0
Storm Water					
Notices of Violation	8	9	6	6	29
Consent / Final Orders	2	0	3	2	7
Fines Paid (in thousands)	0	0	0	0	0
Supplemental Environmental Projects(in thousands)	0	0	0	0	0
TOTAL number of SEPs	0	0	0	0	0

Inspection - FY2006 Water Quality

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Public Water Supply					
Monitoring Inspections (from ECLS)	586	552	524	1,187	2,849
Municipal Wastewater					
Monitoring Inspections (from ECLS)	313	239	250	318	1,120
Pretreatment Compliance	0	4	9	9	22
Pretreatment Audits	1	0	3	2	6
Compliance Sampling Inspections	0	0	0	1	1
Compliance Evaluation Inspections	17	23	21	4	65
Industrial Wastewater					
Monitoring Inspections (from ECLS)	66	38	70	192	366
Compliance Evaluation Inspections	4	7	11	6	28
Compliance Sampling Inspections	0	0	0	1	1
Storm Water					
Compliance/TA Inspections	54	52	55	53	214

Data Management - FY2006 Water Quality

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Groundwater					
Sites With GPS Correction	25	4	30	10	69

Permit Administration - FY2006 Water Quality

	QTR 1	QTR 2	QTR 3	QTR 4	TOTAL
Water Quality Permitting					
Construction Applications/Permits Issued					
Public Water Supply Received	164	174	188	201	727
Public Water Supply Issued	160	140	157	159	616
Water Well Received	3	9	11	11	34
Water Well Issued	5	4	11	11	31
Municipal Wastewater Received	146	123	147	154	570
Municipal Wastewater Issued	145	85	96	96	422
Municipal Wastewater Applications/Permits Issued					
Discharge Applications Received	9	14	33	15	71
Discharge Permits Issued	15	14	10	8	47
Industrial Wastewater Applications/Individual Permits Issued					
Applications Received	5	13	4	3	25
Permits Issued	4	9	9	1	23
Stormwater					
Construction Authorization Processed (from ECLS)	180	282	226	190	878
Multi-Sector Industrial Authorization Processed (from ECLS)	20	0	0	459	479
Other Industrial General Permits					
Applications Received	13	17	11	1	42
Authorization Issued	19	22	12	2	55
Other Municipal General Permits					
Applications Received	1	4	6	28	39
Authorization Issued	0	1	1	6	8
Sludge Management Applications/Plans Approved					
Applications Received	7	1	2	0	10
Plans Approved	5	4	3	0	12
Total Permits Issuance > Timelines	0	1	1	3	5
Total Permit Protest Hearings	0	0	0	0	0

ENVIRONMENTAL QUALITY REPORT

JANUARY 1, 2006

The Department of Environmental Quality (“DEQ”) is required by statute annually to submit an “Environmental Quality Report” to the Governor, the President Pro Tempore of the Senate and the Speaker of the House of Representatives, outlining the DEQ’s annual needs for providing the environmental services within its jurisdictional areas, any new federal mandates, and state statutory or constitutional changes recommended by the DEQ. The Report must be reviewed and approved by the Environmental Quality Board prior to its submittal to the Governor and Legislature.

I. ANNUAL NEEDS

BACKGROUND

For fiscal year 2007, the Department of Environmental Quality (DEQ) is requesting a state legislative appropriation of \$8,166,580 simply to address ongoing costs. In addition to that, the DEQ is requesting appropriated funds totaling \$1,823,000, primarily to provide assistance to small communities for public water supply systems.

The DEQ is addressing many new and expanded requirements under the federal Safe Drinking Water Act and Clean Water Act. Examples of these requirements include the Interim Enhanced Surface Water Treatment Rule, the Disinfection By-Products Rule, the Arsenic Rule, the Groundwater Rule, and TMDL/Watershed Rule (see attachment A for rule descriptions). The federal requirements add responsibilities and costs to both regulated communities and state agencies charged with implementing the programs.

In many cases, the new regulatory requirements will have the greatest impact on small communities who are operating with very limited resources. These new federal requirements, like many in the past, come with no additional federal money. In fact, under wartime budgets federal funds are projected to decrease. This shortage of federal funds leaves states in a position of seeking additional state appropriations in a difficult budget time and/or raising fees to the regulated community.

While DEQ has historically provided technical assistance and guidance to small communities, helping them to comply with regulatory requirements, it is becoming increasingly difficult to devote limited resources toward this effort. As new requirements come into effect and as budgets shrink, DEQ will be forced to devote all available resources to meet those obligations required by law (permitting, compliance monitoring, and enforcement). This will have a dramatic impact on DEQ’s ability to provide assistance to those communities unable to meet the technical and financial demands of new regulatory requirements on their own.

FUNDING FOR COMMUNITY ASSISTANCE

We estimate that a minimum of \$345,000 per year increase in revenues will be needed to fund increased demands on Public Water Supply (PWS) staff created by the new PWS rules. This increase would cover personnel costs (6 full-time employees) required to implement new rule requirements and to provide additional technical assistance to those systems impacted by new rules.

A good example of benefits derived from DEQ's ability to provide assistance to a small community is recent on-site technical support to the City of Nowata. To help the city address Disinfection By-Product (DBP) issues, DEQ staff spent several days at Nowata's water treatment plant conducting an audit of their operations. Based on this evaluation, DEQ was able to make recommendations on modifying operational procedures that resulted in lowering the city's DBP levels. This helped the City achieve and maintain compliance with the DBP Rule at no additional cost. This type of technical assistance will be in jeopardy without additional funding.

The largest and most immediate cost increases faced by small communities are expenditures for laboratory analyses. This is due to the significant increases in the parameters and new constituents that public water supplies are federally required to address. These costs are borne by the communities and the DEQ and will continue to increase where funding is not available to mitigate the expenditures necessary for compliance. To address these analytical needs, the DEQ estimates a minimum annual need of \$513,000. Funding options are federal money available to states (which is decreasing and thus is an unlikely source), state appropriated dollars, or fee increases.

The DEQ is also attempting to address new and expanded TMDL requirements under the federal Clean Water Act. A TMDL is the process of calculating the quantity of a particular contaminant that a specific water body can receive and still meet Oklahoma Water Quality Standards (WQS). In Oklahoma there are currently over 500 water bodies identified as being impaired by pollutants; TMDL development is required for each of these impaired water bodies. These TMDLs will need to be completed over the next few years under a federally mandated schedule, with 88 TMDLs scheduled for completion in 2007.

While DEQ must comply with the federal rule, there are other issues that need to be considered as well. DEQ recognizes the need to prioritize TMDL efforts in a manner that benefits those in the regulated community utilizing those impaired waters. There are currently 117 PWS systems drawing water from impaired waters. Of those systems, 105 draw water from lakes and 12 draw from streams. Many of these systems have violations associated with disinfection by-products, the result of the interaction between chlorine used for disinfecting drinking water and the organics in the raw source water. TMDLs can help identify sources of contaminants that may be contributing to these problems. Once identified, federally funded programs such as the 319 Program can implement Best Management Practices to help eliminate potential non-point sources. As contaminant sources are identified and addressed, this can only help those communities struggling to treat impacted water supplies, resulting in a reduction in operational costs and making it easier to comply with federal requirements.

The ability to supply safe and dependable drinking water to its citizens and industries is a fundamental necessity for Oklahoma towns and cities. For small communities it can be the difference between having a sound economy that funds many needs, or not. DEQ proposes to prioritize TMDL efforts to assist those small communities that will benefit the most from having TMDLs – communities that are least able to pursue TMDLs on their own financially. Under this prioritized schedule DEQ proposes in FY 2007 to perform TMDLs on PWS supply lakes supplying water to significant numbers of small communities. It is estimated that will cost \$50,000-\$75,000 for each TMDL. As little or no federal funding will be available to fund this activity, a minimum of a \$400,000 increase in revenues will be needed to fund this activity.

DEQ recognizes that sometimes the regulated community in general and small community systems in particular face a difficult task in even knowing where to go for information and help on how to comply with new environmental rules. Questions may be as simple as “How do I collect a sample?” or as complex as “What modifications in our treatment plant are needed to comply with this rule and how can we pay for them?” As a wide range of environmental expertise exists within DEQ, we are well equipped to provide assistance to small communities trying to comply with new rules, and will provide such assistance to the degree resources will allow. To facilitate this sharing of knowledge, DEQ would like to adopt a Small Community Compliance Assistance (SCCA) Hotline. This hotline would provide a single point of contact to call for assistance, ensuring that those in need have access to timely and productive assistance in dealing with compliance issues. An additional \$60,000 would be required to fund the SCCA Hotline through DEQ’s Customer Services Division.

FUNDING FOR ANALYTICAL EQUIPMENT

The DEQ provides laboratory analysis for most small public water supplies and uses available federal and state revenues to keep these costs to a minimum. Small communities pay for these analyses through a combination of the PWS fee for regulatory services for core analyses and/or fees billed for services as received. Small communities rely upon DEQ for this service but the agency continues to struggle in two areas to fund the cost of equipment needed to provide this testing.

In FY05 the Legislature allocated \$400,000 in REAP funding for DEQ’s use to purchase equipment to meet new DBP and Radionuclide monitoring. This funding allowed DEQ to meet needs up to that time. However, it was one-time funding that is no longer available to meet new monitoring requirements, replace equipment that wears out and needs to be replaced every five to ten years, or provide the needed maintenance to existing equipment like that just purchased with the REAP money.

To address the new equipment needed to meet upcoming increases in monitoring analysis, DEQ will need \$140,000 in FY07 for development of new testing technologies. In addition, DEQ has a current investment in analytical testing equipment of \$3,650,000. Laboratory equipment has a useful life span of seven to ten years. At least \$365,000 annually is needed to replace existing equipment and maintain capabilities to provide laboratory analyses for small communities. These costs will be borne by the communities where funding is not available to mitigate the expenditures necessary to continue to provide analytical services.

Summary of Funding Needs – Appropriated Funds

Cost Category	FY 07
Regulatory Services	\$345,000
Analytical Needs	\$513,000
TMDLs	\$400,000
Small Community Assistance Hotline	\$60,000
Equipment for new testing	\$140,000
Equipment replacement/maintenance	\$365,000
Total	\$1,823,000

CONCLUSION

DEQ needs increased general revenue or other state funding, or needs to pass costs on to the regulated community.

II. FEDERAL MANDATES

PUBLIC WATER SUPPLY

The deadlines for promulgation and implementation of a number of rules under the federal Safe Drinking Water Act have recently occurred or will occur by sometime in 2006. In January 2004, the Disinfection By-Product Rule (DBP) monitoring, including Trihalomethanes, Haloacetic Acids and Total Organic Carbon monitoring, was expanded to apply to all public water supplies that disinfect. Radionuclide Rule monitoring changes, including Gross Alpha, Radium and Uranium, also went into effect in January of 2004. The requirement under the Arsenic Rule that all new sources of drinking water collect initial monitoring samples also took effect in January of 2004, and the new arsenic limit becomes effective in January 2006. The Long-Term 1 Enhanced Surface Water Treatment Rule became effective for systems serving a population fewer than 10,000 in January of 2005. EPA is predicting that the Long-Term 2 Enhanced Surface Water Treatment Rule and the Stage 2 DBP Rule, further tightening DBP limits, will be promulgated in January 2006. The Groundwater Rule is targeted to be promulgated in the spring of 2006.

III. DEQ LEGISLATIVE RECOMMENDATIONS

The following are DEQ's proposals, as of the date of preparation of this Report and subject to concurrence by the Environmental Quality Board, for request legislation for the 2006 regular legislative session.

FTE LIMITS

The DEQ employs a number of individuals on a non-contract temporary basis. This allows the DEQ to meet some staffing needs in a more cost-efficient fashion, and also allows the agency an opportunity to observe the performance of some potential permanent employees. Currently, however, temporary employees count against the agency's full-time-equivalent (FTE) "cap".

The number of federal mandates imposed on the states in environmental programs has increased dramatically over the last several years. The number of FTEs authorized for the DEQ (571) has been sufficient until now, but with the ever-increasing staffing needs resulting in large part from the mandates, the DEQ is approaching its FTE limit.

The proposed legislation would provide that non-contract temporary employees do not count against the agency's FTE cap. This will allow DEQ to meet its staffing needs for the reasonably foreseeable future without increasing the number of permanent employees for which the agency is authorized.

AIR QUALITY

The DEQ was created in 1993. Most of the DEQ's functions were previously with the Oklahoma State Department of Health (OSDH). The statutes that created the DEQ included a number of transitional provisions, to cover the handling of permitting and enforcement, for example.

The OSDH-DEQ transitional provisions generally have outlived their applicability and usefulness, and often cause confusion for those unfamiliar with the history.

The proposed legislation amends a transitional section of the Oklahoma Clean Air Act to remove outdated language and reduce confusion.

HAZARDOUS WASTE FEE

The DEQ's Hazardous Waste Program regulates the generation, treatment, storage, and disposal of hazardous wastes under the authority of the federal Resource Conservation and Recovery Act (RCRA). The DEQ has delegation of the program from the Administrator of the United States Environmental Protection Agency (EPA). Additionally the DEQ is responsible for remediation of contaminated sites throughout the state.

The primary state funding for the program comes from commercial disposal of hazardous waste at permitted facilities within the state. These fees have been statutorily set at \$9 per ton since 1993. The total annual income from these fees has decreased from a high ten years ago of \$3.2 million to less than \$780,000 in 2004. They have been declining at the rate of 10% to 15% per year. This has dramatically decreased the funding available to DEQ to run the Hazardous Waste Program (including funding to the State Environmental Laboratory), to provide a monetary match to address Superfund sites, and to clean up orphan hazardous waste sites.

The decrease in funding has caused the Hazardous Waste Program to operate at minimum staffing levels. While the workload for managing active hazardous waste generators has remained constant, the need for remediation of contaminated sites continues to grow. Contaminated sites generally fall into one of the following three areas.

1. RCRA (Hazardous Waste) Program.

DEQ staff perform inspections and ensure compliance at hundreds of hazardous waste sites. The Corrective Action program is responsible for long-term remediation of many hazardous waste facilities. Due to existing vacancies, our personnel perform a minimum number of inspections and perform remediation primarily on the highest-risk sites. There are many sites that are significantly contaminated which are being deferred due to resource limitations.

Projected need: \$320,000 annually, for four FTEs

2. Superfund.

Through the federal Superfund program, Oklahoma is able to leverage 90% federal funding for the cleanup of large, contaminated sites. In this way our 10% “match” becomes a very effective tool to address contaminated sites.

Projected Need:

Calendar Year	Cost
2006	\$534,900
2007	\$83,600
2008	\$770,800
2009	\$2,055,000
2010	\$255,000
Total	\$3,699,300

3. Orphan Sites

There is a large universe of contaminated sites with no means for cleanup. Generally these are formerly used industrial properties where the owner either cannot be located or lacks the means to remediate the site. DEQ databases list several hundred potentially contaminated orphan sites, some of the most significant of which are listed in the following table.

Projected Need:

Site Name	County	Projected Cost
Cushing Acid Works	Payne	\$250,000
Minnie Lane (To be a SEP)	Oklahoma	\$104,000
Globe Oil, Blackwell	Kay	\$200,000
Wilcox Refinery, Bristow	Creek	\$200,000
Thomason Lumber Co.	McCurtain	\$125,000
Blackstar (Near Mannford)	Creek	\$35,000
Valliant (wood preserving facility)	McCurtain	\$323,000

El Reno Gas and Electric	Canadian	\$160,000
Cushing Rail Car	Payne	\$110,000
Jones Battery Site	Oklahoma	\$70,000
Collinsville Trailer Park	Rogers	\$500,000
Empire Refining	Payne	\$1,000,000
Kusa Smelter/USA Refining	Okmulgee	\$1,000,000
City Services Refining	Okmulgee	\$2,000,000
Chaparral Transport, Watonga	Blaine	\$25,000
Total		\$6,102,000

**Summary of Needs for Hazardous Waste Program
Based on a Five-Year Projection**

Category		Total Cost
RCRA Corrective Action	\$320,000/yr X 5 yrs =	\$1,600,000
Superfund Match		\$3,699,300
Orphan Site Cleanup		\$6,102,000 ¹
Total Resources Needed		\$11,401,300
Annual Average	\$11,401,300/5 yrs =	\$2,280,260

The principal commercial hazardous waste facility in Oklahoma is the Lone Mountain facility, owned and operated by Clean Harbors Environmental Services, Inc. It is a hazardous waste landfill disposal facility, with associated hazardous waste treatment and other services also offered. The two other states in EPA Region 6 that have commercial hazardous waste landfill facilities are Louisiana and Texas. As noted above, Oklahoma’s hazardous waste disposal fee is currently \$9.00 per ton. In comparison, Louisiana’s commercial hazardous waste disposal fee is \$40.00 per ton, and Texas’ is \$37.50 per ton for hazardous waste from outside the state, or \$30.00 if the hazardous waste was generated within Texas.²

The DEQ proposes to raise the Oklahoma disposal fee to \$35.00 per ton – within the Texas fee range, and slightly lower than Louisiana’s. Based on FY 2005 figures, this increase would produce roughly \$2 million annually in additional revenue. This would allow for more adequate staffing of the Hazardous Waste Program and greatly enhanced cleanup of contaminated sites, and would also mean a more level playing field among states in the Region.

WATER AND WASTEWATER

Oklahoma state law requires that most public water supplies and wastewater treatment systems hire an operator licensed and certified by the State of Oklahoma. Operators provide an invaluable service to public water supplies and wastewater treatment systems by ensuring that the operation and maintenance of the system is efficient and effective. Additionally, operators help systems to comply with federal and state statutory and regulatory requirements. Problems arise when small municipalities, small rural public water supplies and small rural wastewater treatment systems do not have the necessary revenue to hire certified operators. The proposed legislation will provide substate planning districts and other public systems the authority to contract or hire a licensed, certified operator, that can assist multiple systems with their drinking water and wastewater operation and maintenance needs and help them obtain and maintain compliance.

IV. OTHER LEGISLATION OF SPECIAL INTEREST

SALARY CAP

Last year the legislature raised the Executive Director's salary cap, along with those of other state agency directors. However, the cap was not raised to the level suggested by the Hay Study. The legislature did indicate an interest in revisiting the salary issue again this year and adhering to the Hay Study to resolve salary inequities of the state's executive directors.

(Footnotes)

¹ This orphan site cleanup figure is projected to extend over five years to be consistent with the other needs figures, but expenditures for this item in particular could extend over a shorter or longer period, depending on availability of funds after other needs are met.

² Attorneys for the DEQ believe the Texas system of differentiating between out-of-state and in-state waste for purposes of fee assessment is constitutionally suspect.

Administrative Hearings FY 2006*

Facility or Individual	Nature of Hearing	Outcome
Blackstar Performance	Emergency Order	Proposed Order Issued, 8/15/06

Criminal Enforcement Statistics

Preliminary investigations initiated:	42
New cases opened:	14
Cases continued from previous years:	8
Felony counts filed:	24
Misdemeanor counts filed:	2
Felony convictions (individuals):	3
Misdemeanor convictions (individuals):	1

**Statistics are from July 1, 2005 through March 30, 2006*

Solid Waste Fee Report

OKLAHOMA DEPARTMENT OF ENVIRONMENTAL QUALITY
SOLID WASTE FEES BUDGETED & EXPENDED
FISCAL YEAR 2006

FY2006 Income (through 6/30/2006)				\$5,316,133
	Budgeted Solid Waste Program	Budgeted OCCHD/ TCCHD	Total FY 2006 Budget	FY 2006 Expenditures/ Encumbrances 08/24/06
Personnel (Salaries, Insurance, FICA, Retirement, Workers Compensation)	2,252,549	681,771	2,934,320	2,674,433
Equipment (Data Processing Equipment & Software, Property, and Furniture)	105,014	0	105,014	102,743
Travel (In-state and out-of-state Mileage, Meals, & Incidentals, Lodging)	149,438	44,414	193,852	226,426
Miscellaneous Administrative Expenses (Freight, Telecommunications, Informational, Exhibitions, Licenses, Membership, Utility, Copy Charges, Copier Lease, Printing)	54,861	11,370	66,231	43,440
Rent Expense (Building Space, Telecommunication Equipment)	5,461	16,334	21,795	24,420
Maintenance and Repair (Equipment)	56,882	3,304	60,186	61,576
Specialized Supplies & Materials Expense (Medical, Architectural, and Printing Supplies, Fuels)	0	0	0	181
Production & Safety (Uniforms & Wearing Apparel, Safety Supplies)	5,000	0	5,000	501
Office and Shop (Office Supplies, Data Processing Supplies, Lab Supplies and Services)	104,248	12,015	116,263	109,287
Resource Materials (Library Resources)	526	0	526	533
Lease Purchases (Lease Purchases of Furniture, Equipment, Software, Buildings, and Land)	5,830	1,471	7,301	5,294
Contracts				
SWRINO/Solid Waste Research Institute	155,000		155,000	110,000
Association of County Commissioners	30,000		30,000	30,000
Keep Oklahoma Beautiful	50,000		50,000	50,000
Lab Cleanup	20,000		20,000	1,275
Computer Training & Technical Assistance	62,084		62,084	8,510
Closure of North Tulsa Landfill	117,527		117,527	0
OSU Cooperative Extension Service	58,000		58,000	68,000
Credit Bureau	920		920	1,170
Legal/Court Reporting Services	5,981		5,981	2,590
Update SE unit costs & worksheets in appendices H&I	50,000		50,000	0
Community Based Environmental Protection	200,000		200,000	247,659
Recycling Equipment - Local Governments	200,000		200,000	185,188
Land Reclamation	400,000		400,000	113,043
Projects to Implement County Plans	400,000		400,000	402,409
Recycling Educ.	20,000		20,000	11,755
Total Budget for Contracts	1,769,512		1,769,512	1,231,598
TOTALS	4,509,321	770,679	5,280,000	4,480,434



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