

**TITLE 785. OKLAHOMA WATER RESOURCES BOARD
CHAPTER 46. OKLAHOMA'S WATER QUALITY STANDARDS**

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 1. General Provisions
785:46-13-1. Definitions [AMENDED]

Subchapter 13. Implementation of Antidegradation Policy
785:46-13-1. Applicability and Scope [AMENDED]
785:46-13-4. Tier 2 protection; maintenance and protection of High Quality Waters and Sensitive Water Supplies [AMENDED]

SUMMARY:

The Oklahoma Water Resources Board ("OWRB") is proposing to amend, or is considering amending, various provisions of Oklahoma Administrative Code ("OAC") 785:46 as follows:

Several amendments are proposed to add new language associated with the creation of a new antidegradation classification, known as Sensitive Water Supply-Reuse (SWS-R). The amendments proposed include modifying various parts of Chapter 46, including adding a definition for SWS-R and modifying the definition of "Increased Load" in OAC 785:46-1-2. To account for SWS-R as a part of Oklahoma's antidegradation policy, the terms "Sensitive Water Supply-Reuse" or "SWS-R" are added to OAC 785:46-13-1(a)(2) and (e), and the OAC 785:46-13-4 title, as well as subsections (c) and (d). Additionally, to reserve a place for future rulemaking for SWS-R, a new subsection (e) is added to OAC 785:46-13-4. The intended effect of this language is to create a new antidegradation classification.

Other amendments may be considered as a result of public comments.

AUTHORITY:

Oklahoma Water Resources Board, 82 O.S., §§ 1085.30 and 1085.30a; 27A O.S., § 1-3-101; and 82 O.S., § 1085.2.

COMMENT PERIOD:

Persons wishing to present data, views, or arguments orally or in writing may do so at 3800 North Classen Blvd., Oklahoma City, Oklahoma 73118 before 12:00 P.M. on January 19, 2016.

PUBLIC HEARING:

A public hearing will be held January 19, 2016 during the monthly meeting of the OWRB which will begin at 9:30 A.M. in the Board Room of the OWRB's offices located at 3800 North Classen Blvd., Oklahoma City, Oklahoma.

REQUEST FOR COMMENTS FROM BUSINESS ENTITIES:

The OWRB requests that any business entities affected by these proposed rules provide the OWRB, within the Comment Period from December 1, 2015 through January 19, 2016, in dollar amounts if possible, the increase in the level of direct costs such as fees, and indirect costs such as reporting, recordkeeping, equipment, construction, labor, professional services, revenue loss, or other costs expected to be incurred by a particular entity due to compliance with the proposed rules. Business entities may submit this information in writing to Monty Porter at 3800 North Classen Blvd., Oklahoma City, Oklahoma 73118 before 12:00 P.M. on January 19, 2016.

COPIES OF PROPOSED RULES:

Copies of the proposed amendments may be reviewed at the OWRB's office location at 3800 North Classen Blvd., Oklahoma City, Oklahoma 73118, or may be obtained from the "Contact Person" identified below upon prepayment of the copying charge. The proposed amendments may also be viewed on the OWRB web site at <http://www.owrb.ok.gov>

RULE IMPACT STATEMENT:

Pursuant to 75 O.S., § 303(D), a Rule Impact Statement is available for review at the OWRB's office, 3800 North Classen Blvd., Oklahoma City, Oklahoma. The Rule Impact Statement may also be viewed on the OWRB web site at <http://www.owrb.ok.gov>

CONTACT PERSON:

Monty Porter, Water Quality Standards Section Head, 405/530-8800.