



Board Rulemaking Activities

Chapter	Council	Subject	Adopted	Type	Effective
100 SC 2 and Appendix Q	AQAC	Updated language in Subchapter 2, reflecting the latest date of incorporation of U.S. Environmental Protection Agency (EPA) regulations in Appendix Q. Updated OAC 252:100, Appendix Q, incorporating the latest changes to EPA regulations.	11/9/18	Permanent	9/15/19
100 SC 39	AQAC	(1) Amended language in 252:100-39-40, cutback asphalt (paving), to correct the dates of Oklahoma's non-oxidant season to ensure cutback asphalt cannot be used during Oklahoma's extended ozone season; and (2) Amended language in 252:100-39-41, Storage, loading, and transport/delivery of Volatile Organic Compounds (VOCs) to allow for the use of alternative testing methods for leak inspections, to revise references used for pressure and vapor testing to the most recent EPA regulations, and update tank truck tag requirements to reflect current practices. (Amendments in 252:100-39-41 applicable in Tulsa County only.)	11/9/18	Permanent	9/15/19
100 SC 39	AQAC	(1) Amended 252:100-39-4, Exemptions, to remove an incorrect citation to a revoked rule; and (2) Amended 252:100-39-16, Petroleum refinery process unit turnaround, to update the timeframe listed as the non-oxidant season.	2/15/19	Permanent	9/15/19
205 SC 3	HWMAC	Incorporated by reference the federal hazardous waste regulations found in 40 CFR Parts 124 and 260-279, revised as of July 1, 2018. Federal rule changes are incorporated by reference including: (1) Establishing EPA user fees for electronic and paper manifests; (2) New EPA rules related to Confidentiality Determinations for Hazardous Waste Export and Import Documents; and (3) revisions to EPA's Definition of Solid Waste (DSW) rule resulting from court decisions vacating certain provisions.	2/15/19	Permanent	9/15/19
301 SCs 1, 3, 5, 7, 9	WQMAC	(1) Corrected typographical errors and included new definitions; (2) Added Escherichia coli to the basic environmental laboratory analytes for general water quality laboratories; (3) Added a fee to recover the actual cost for assessors' time and effort in performing on-site evaluations; (4) Substituted the term "evaluation" for the word "inspection"; (5) Clarified the circumstances and frequency for conducting on-site evaluations; (6) Deleted in 252:301-7-2 an unnecessary reference to the National Environmental Laboratory Accreditation Conference; (7) Amended 252:301-9-37 to incorporate the latest changes to EPA Primary Drinking Water Regulations, National Standards for Solid Waste Test Methods, and EPA Test Procedures for the Analysis of Pollutants; (8) Amended 252:301-9-51 to increase from three to five years, the retention time for records of analyte accredited analyses; (9) Amended 252:301-9-54, deleting an unnecessary reference to Inorganic Chemistry as "classic" chemistry and deleted the option to test spike duplicates once per month; (10) Added 252:301-9-57, Support equipment, to require laboratory support equipment be calibrated at least annually using traceable references when available and bracketing the range of use; and (11) Added temperature to 252:301-1-7(b) to the basic environmental laboratory analytes and added language in 252:301-1-9(e) to the onsite evaluation fee not to exceed \$10,000 per individual laboratory.	2/15/19	Permanent	9/15/19
302 SCs 1, 3, 5, 7, 9	WQMAC	(1) Corrected typographical errors and included new definitions; (2) Added a fee to recover the cost for assessors in performing on-site evaluations; (3) Substituted the term "evaluation" for the word "inspection" and clarified the language for conducting evaluations; (4) Amended 252:302-5-2 to delete redundant language and broaden the educational and training requirements of the laboratory technician; (5) Amended 252:302-5-6 to clarify the circumstances and frequency for conducting on-site evaluations; (6) Amended 252:302-7-1 to add a requirement that Proficiency Tests must be provided by a National Environmental Laboratory Accreditation Program proficiency testing provider; (7) Amended 252:302-9-25 to incorporate the latest changes to EPA Test Procedures for the Analysis of Pollutants; and (8) Amended 252:302-9-33 to include annual verification of all thermometers using a recognized national metrology institute such as National Institute of Standard and Technology.	2/15/19	Permanent	9/15/19
307 SCs 1, 7, 9	WQMAC	(1) Corrected typographical errors and included new definitions; (2) Amended 252:307-1-4 to incorporate the latest changes to EPA Primary Drinking Water Regulations, National Standards for Solid Waste Test Methods, and EPA Test Procedures for the Analysis of Pollutants; (3) Amended 252:307-1-5, Accreditation classes and fields of accreditation with the deletion of fields of accreditation in the heading; (4) Amended 252:307-1-7 to add a new fee to recover the actual cost for assessors' time and effort in performing onsite evaluations; and (5) Amended 252:307-9-8 to clarify the suspension policy for proficiency testing failure and to meet TNI requirements.	2/15/19	Permanent	9/15/19
606 SC 1	WQMAC	(1) Updated the rule concerning the date of incorporation by reference of certain federal regulations from July 1, 2016 to July 1, 2018; (2) Incorporation by reference update to modify the approved testing requirements for analysis and sampling under the Clean Water Act (Methods Update Rule); (3) Updated a rule that establishes two alternative procedural approaches a permitting authority can use to issue NPDES general permits for small MS4s to ensure the discharge of pollutants is reduced to the "maximum extent practicable"; and (4) Slight changes in the names of 40 CFR Parts 122.33-35.	11/9/18	Permanent	9/15/19
653 SCs 1, 5, 7	WQMAC	Updated to include changes for clarity, reinserted the fee provision that was removed from the original proposed rules prior to submittal to the legislature, and provided notification provisions.	2/15/19	Permanent	9/15/19