

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY REGION 6 1445 ROSS AVENUE, SUITE 1200 DALLAS, TEXAS 75202-2733

FEB 0 1 2012

Chris Armstrong, Director State Environmental Laboratory Services Division Oklahoma Department of Environmental Quality P.O. Box 1677 Oklahoma City, OK 73101-1677

Re: Request from Oklahoma Department of Environmental Quality for DMR-QA Program Partial Participation Waiver

Dear Mr. Armstrong:

The U.S. Environmental Protection Agency (EPA) received your letter, dated October 14, 2011, requesting that EPA grant the Oklahoma Department of Environmental Quality (ODEQ) a partial waiver from participation in the Discharge Monitoring Report Quality Assurance Program (DMR-QA).

As stated in your letter, ODEQ administers both the DMR-QA program for the State, as well as a voluntary state laboratory accreditation (certification) program. Approximately one-third of the major National Pollutant Discharge Elimination System (NPDES) program facilities in the State required to participate in the DMR-QA program also participate in the voluntary laboratory accreditation program. The ODEQ laboratory accreditation program serves a purpose similar to the DMR-QA program, which requires permittees to participate in two (2) proficiency testing rounds each year with examinations annually and to have two (2) out of three (3) acceptable results during the 18 month testing period. Inspection of these laboratories occurs on a biennial basis, concurrently with the requirement to implement a quality system similar to the National Environmental Laboratory Accreditation Program (NELAP).

ODEQ has provided documentation of an effective laboratory accreditation program. Specifically, the laboratory accreditation program is authorized by State statute (27 A O.S. 2-4-301) and its rules are recommended by the Laboratory Services Advisory Council (27A O.S. 2-2201), adopted by the Environmental Quality Board (27A O.S. 2-2-101), and approved by the Governor and the Oklahoma Legislature (75 O.S. 250). The laboratory certification rules are found in the Oklahoma Administrative Code (OAC 252:301).

To address appropriate oversight of the effectiveness of the accreditation program, ODEQ proposes to submit an annual report to EPA, Region 6 that will detail the number of Oklahoma laboratories participating in the program. The report will include both commercial labs and labs with DMR participants. The report will also contain the total number of laboratories in the program, as well as a listing of inspections performed that year. A summary of the laboratories' pass/fail rates will also be included in the annual

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Oklahoma Department of Environmental Quality

report. This annual report summary should be provided to the following EPA Region 6 staff: Craig Weeks (6EN-X), Robert Houston (6EN-WM), and Charles Wren (6EN-WC) at the address above.

Based on the information provided, and assurances made by ODEQ, EPA grants the request for a partial waiver from participation in the DMR-QA program. This waiver will become effective prior to the initiation of DMR-QA Study 32, which is anticipated to begin via a January 2012 announcement letter. Enclosed is a current listing of those NPDES major facilities currently participating in the State laboratory accreditation program. ODEQ has agreed to work with the National DMR-QA Coordinator in order to provide a current listing of permittees who will continue in the DMR-QA program, but are not fully covered by this waiver request.

Should substantial changes occur within the State laboratory accreditation program, ODEQ will notify EPA Region 6 in writing of these changes. EPA will monitor the program and retain authority to withdraw the waiver, either at the request of ODEQ, or if the program fails to meet the conditions set forth in the OAC 252:301.

If you have any questions regarding our approval of your partial waiver request, please contact Mr. Robert Houston, of my staff, at (214) 665-8565 or Mr. Craig Weeks, DMR-QA Regional Coordinator, at (214) 665-7505.

Sincerely,

Associate Director

Water Enforcement Branch (6EN-W)

Enclosure

cc: Mr. David Caldwell,

Laboratory Accreditation Program Manager

ODEQ

Mr. Brian Krausz DMR-QA Coordinator OECA Office of Compliance (2223A)

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Kiowa Power Partner, LLC.		Todd S. Jonas, V.P.	OK0044083	27
Green Country Energy, LLC		Rick Shackleford, Plant Mgr	OK0043869	26
Terra International (Oklahoma) Inc.	PLANT MANAGER	Steven M. Moore	OK0036161	25
GRDA-Chouteau		MR JACK MARCY PLANT SUPT	OK0035149	24
OGE Energy CorpSooner Generation Station		FORD BENHAM, ENV SUPERVISOR	OK0035068	23
		Chuck Smithson, Env Chem Supr	ОК0034657	22
OK Ordnance Works Auth/TSC		JASON STUTZMAN, DIRECTOR	OK0034568	21
PSO- NE Generating Station		BARTON/LEHMAN/BERRYHILL/WOOD	OK0034380	20
FORT JAMES OPERATING CO.		KARL MEYERS, VICE PRESIDENT	ОК0034321	19
Stilwell Area Development Authority	Annual of the state of the stat	GENERAL MANAGER	ОК0030341	18
Terra Nitrogen, L.P.		Gary Collins, EHS & QC Manager	ОК0029149	17
		Thomas Krueger WPC Manager	OK0026239	16
TMUA North		THOMAS KRUEGER, WPC MANAGER	ОК0026221	15
Koch Nitrogen Co.,LLC		CODY GREENFIELD, ENV. LEADER	ОК0021024	14
Public Service CoRiverside	AND THE REAL PROPERTY OF THE P	Quaid/Cobarrubio/Wood	OK0002429	13
Sinclair Tulsa Refining Co.		GREGG LORIMOR -TECHNICAL MGR	OK0001309	12
Valero Ardmore Refinery	Annual Company and Annual Company	JOHN SHIVER	ОК0001295	11
Holly Refining & Marketing	ENV. MANAGER	ANDREW HAAR	ОК0000876	10
		MR. DAVID C. RODERICK V.P.REF.	ОК0000825	9
USAF-Tinker AFB OKC		Cathy Scheirman, ECD	ОК0000809	∞
Tyson Foods, Inc-Broken Bow	The state of the s	GILBERT MITCHELL, PLANT MNGR	ОК0000795	7
Weyerhaeuser CoValliant	ENV. MANAGER	Brad Burris	OK0000744	6
USA- McAlester Army Ammunition		DARRELL ELLIOTT, CHEIF		5
OG and E-Seminole		DANNY FREEMAN, ENV SUPERVISOR	OK0000451	4
OG and E-Horseshoe Lake	The second secon	Zack William, Env Coordinator		ω
ConocoPhillips Company		VICE PRSNT, HEALTH SAFETY & ENV		2
PSO Southwestern		A. GRUPE/T. SPARKMAN/A. WOOD	4	ы
Facility Name	Title	DMR Cognizant Official	NPDES ID	
	ditation Program	Facilities that are in the Laboratory Accreditation Program		

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Address 1	City	State	Zip
_ 11	Dallas	- 1	75270
30x 1267	Ponca City	웃	74602-1267
	OKC	읒	73101
321 N. Harvey, P.O. Box 321	OKC	읒	73101
1 C Tree Road	McAlester	읒	74501
)0 IP L	Valliant	웃	74764
P.O. Box 200	Broken Bov	읒	74728
	Tinker Air F	읒	73145
P.O. Box 305	Wynnewoo	읒	73098
P.O. Box 21001	Tulsa	웃	74121-1001
P.O. Box 188	Ardmore	읒	73402
	Tulsa	읒	74101
	Tulsa	읒	74102-0201
	Enid	읒	73701
175 E. Second St., STE 890	Tulsa	읏	74103
175 E. Second St., STE 890	Tulsa	읒	74103
6606 E 540 Rd.	Claremore	읒	74019
P.O. Box 1512	Stilwell	웃	74960
	MUSKOGE	읒	74403
P.O. Box 220	Oologah	웃	74053
P.O. Box 945	Pryor	웃	74362
P.O. Box 321, MC 506	OKC	읒	73101
10800 County Rd 230	Red Rock	읒	74651
P.O. Box 220	Chouteau	웃	74337
1001 Terra Dr.	Woodward	웃	73801
12307 S. Florence Ave.	Jenks	읒	74037
P.O. Box 430	Kiowa	웃	74553
1200 West 20th	Muskogee	웃	74447
801 NORTHEAST 34TH	NEWCASTL	웃	73065
4818 S Elwood Ave	Tulsa	웃	74107
