

**TITLE 252. DEPARTMENT OF ENVIRONMENTAL QUALITY
CHAPTER 301. LABORATORY ACCREDITATION**

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 7. Proficiency Testing

252:301-7-4. Initial Accreditation [AMENDED]

252:301-7-14. PT criteria for laboratory accreditation [AMENDED]

252:301-7-17. Supplemental Studies [AMENDED]

Subchapter 9. Quality Assurance/Quality Control

Part 3. Standard Operating Procedures and Methods Manual

252:301-9-37. Methodology incorporated by reference [AMENDED]

Part 5: QA/QC Program Requirements

252:301-9-56. QA/QC documentation [AMENDED]

SUMMARY:

The gist of these rules and the underlying reason for this rulemaking is to update incorporations by reference for EPA methodologies, and to make other amendments for conformity with the updated incorporations by reference. Updates include the most recent EPA Primary Drinking Water Regulations, National Standards for Solid Waste Test Methods and EPA Test Procedures for the Analysis of Pollutants. A significant result of these updates to rules is the use of alternate testing methods, clearer language, and reduced requirements which will apply to all permittees and accredited laboratories.

AUTHORITY:

Environmental Quality Board; 27A O.S., Sections 2-2-101, 2-2-201, and 2-4-302.

Water Quality Advisory Management Council; 27A O.S., Sections 2-2-201 and 2-4-302.

Laboratory Certification Services; 27A O.S., Sections 2-5-301 through 306.

COMMENT PERIOD:

Written comments may be submitted to the contact person from December 1, 2021 through January 10, 2022. Oral comments may be made at the January 11, 2022 Water Quality Management Advisory Council meeting and at the February 2022 Environmental Quality Board meeting.

PUBLIC HEARING:

Before the Water Quality Management Advisory Council at 2:00 p.m. on Tuesday, January 11, 2022 at the DEQ Building 707 N Robinson, Oklahoma City, OK 73102. If the Council recommends adoption, the proposed rules will be considered by the Environmental Quality Board at its meeting scheduled for the February 2022, 707 N Robinson, Oklahoma City, Oklahoma 73102.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

The Department requests that business entities affected by these rules provide the Department, within the comment period, in dollar amounts if possible, the increase in the level of direct costs such as fees, and the 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.

COPIES OF PROPOSED RULES:

Copies of the proposed rules may be obtained from the contact person, reviewed at the Department of Environmental Quality, 707 N Robinson, Oklahoma City, Oklahoma, during

normal business hours (8:00 am - 4:30 pm Monday through Friday) or reviewed online at <https://www.deq.ok.gov/council-meetings/water-quality-management-advisory-council/>

RULE IMPACT STATEMENT:

Copies of the rule impact statement may be obtained from the contact person or reviewed on-line at <https://www.deq.ok.gov/council-meetings/water-quality-management-advisory-council/>.

CONTACT PERSON:

The contact person is David Caldwell, Environmental Programs Manager, P.O. Box 1677, Oklahoma City, OK 73101-1677, email david.caldwell@deq.ok.gov, phone (405) 702-1000 or by fax at (405) 702-7102.

PERSONS WITH DISABILITIES:

Person with disabilities who desire to attend the public hearing and need accommodation, should notify the contact person three (3) working days in advance at (405) 702-1000. For the hearing impaired, the TDD relay number is 1-800-522-8506 or 1-800-722-0353, for TDD machine use only.