

**TITLE 252. DEPARTMENT OF ENVIRONMENTAL QUALITY
CHAPTER 606. OKLAHOMA POLLUTANT DISCHARGE ELIMINATION SYSTEM
(OPDES) STANDARDS**

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 1. Introduction

252:606-1-2 [AMENDED]

252:606-1-2.1 [AMENDED]

252:606-1-4 [AMENDED]

Subchapter 3. Discharge Permitting Process for Individual and General Discharge Permits

252:606-3-4 [AMENDED]

Subchapter 6. Point Source Discharges

252:606-6-11 [AMENDED]

252:606-6-14 [AMENDED]

252:606-6-31 [AMENDED]

252:606-6-52 [AMENDED]

252:606-6-53 [AMENDED]

252:606-6-55 [AMENDED]

252:606-6-56 [AMENDED]

252:606-6-91 [AMENDED]

Appendix L. Equations for Implementation of Numerical Criteria for Toxic Substances to Protect the Fish and Wildlife Propagation Beneficial Use [AMENDED]

SUMMARY:

The gist of this rule and the underlying reason for the rulemaking is to update the date of incorporation by reference for the Code of Federal Regulations from July 8, 2024, to January 17, 2025. DEQ will be proposing updating the section on fees. Currently, Consumer Price Index (CPI) adjustments are made on July 1st every year for individual discharge permit fees and individual permit fees for industrial users. The proposed update is to apply the CPI to stormwater and other general discharge permit fees. DEQ will be proposing adding and modifying definitions to Subchapter 1. INTRODUCTION, as well as adding language to SUBCHAPTER 6. POINT SOURCE DISCHARGES for determination of reasonable potential for selenium and changing language to disallow monitoring frequency reductions for a parameter when the receiving water is impaired for that parameter. An equation is proposed to be added to Appendix L.

AUTHORITY:

Environmental Quality Board; 27A O.S. §§ 2-2-101, 2-6-103, and 2-6-203.

Water Quality Management Advisory Council; 27A O.S. § 2-2-201.

COMMENT PERIOD:

Written comments may be submitted to the contact person from October 15, 2025, through December 2, 2025. Oral comments may be made at the Water Quality Management Advisory Council meeting on December 2, 2025, and at the Environmental Quality Board meeting on January 21, 2026.

PUBLIC HEARINGS:

Before the Water Quality Management Advisory Council on December 2, 2025, at 2:00 p.m. at the Department of Environmental Quality offices, First Floor, 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 on Wednesday, January 21, 2026, at 9:30 a.m. at the DEQ Headquarters, First Floor, 707 N. Robinson Avenue, Oklahoma City, OK 73102.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

DEQ requests that business entities or any other members of the public affected by these rules provide to DEQ (during the comment period) the increase (in dollar amounts if possible) in the level of direct costs (e.g., fees) and indirect costs (e.g., reporting, record keeping, equipment, construction, labor, professional services, revenue loss), or other costs expected to be incurred 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://oklahoma.gov/deq/divisions/executive-offices/office-of-communication-and-education/events/2025/december/wqmac-dec-2025.html>.

RULE IMPACT STATEMENT:

Copies of the rule impact statement may be obtained from the contact person or may be reviewed online at <https://oklahoma.gov/deq/divisions/executive-offices/office-of-communication-and-education/events/2025/december/wqmac-dec-2025.html>.

CONTACT PERSON:

Brian Clagg, Water Quality Division, 707 N. Robinson, P.O. Box 1677, Oklahoma City, OK 73101-1677, email brian.clagg@deq.ok.gov, phone (405) 702-8100, or fax (405) 702-8101.

PERSONS WITH DISABILITIES:

Persons with disabilities who desire to attend the rulemaking hearing and need an accommodation should notify the contact person three (3) days in advance of the hearing. For hearing impaired, the TDD relay number is 1-800-522-8506 or 1-800-722-0353, for TDD machine use only.