

DRAFT MINUTES ENVIRONMENTAL QUALITY BOARD NOVEMBER 7, 2023 SIMMONS CENTER CONVENTION CENTER DURANT, OKLAHOMA

Official EQB Approved
On February 13, 2024

Notice of Public Meeting – The Environmental Quality Board (Board) convened for a Regular Meeting at 9:30 a.m., at the Simmons Center Convention Center – Redbad Courtyard Room, 800 Chisholm Trail Parkway, Duncan, Oklahoma. This meeting was held in accordance with 25 O.S. Section 311, with notice of the meeting given to the Secretary of State on November 1, 2023. The agenda was mailed to interested parties on October 27, 2023 and was posted at the DEQ and the facility on November 6, 2023. Dr. Shannon Ferrell, Vice-Chair, called the meeting to order. Dr. Ferrell welcomed Mr. Jerry Schuber, City of Broken Arrow, to the meeting. Ms. Fields called roll and a quorum was confirmed.

MEMBERS PRESENT

Richard Auer
Mark Barton
Shannon Ferrell
Ken Hirshey
Jimmy Kinder
Steve Mason
Tim Munson
Matt Newman

DEQ STAFF PRESENT

Scott Thompson, Executive Director
Rob Singleton, Deputy Executive Director
Jennifer Boyle, General Counsel
Michelle Wynn, Legislative Liaison
Kathy Ashbacher, Administrative Services Division
Lloyd Kirk, Office of External Affairs
Eun Hatfield, Office of Communications
Beverly Hetchler-Smith, Air Quality Division
Mark Hildebrand, Environmental Complaints & Control Services
Jonathan Allen, Deputy General Counsel
Karen Steele, Water Quality Division
Kelly Dixon, Land Protection Division
Melvin Zachariah, Air Quality Division
Sharon Smith, Office of the Executive Director
Quiana Fields, Board & Council Secretary

MEMBERS ABSENT

Tracy Hammon
Alexie Kendrick
John Easton
Mike Pappe
Billy Sims

OTHERS PRESENT

Jennifer Lewis, Office of the Attorney General
Laura Lodes, Air Quality Advisory Council
Jerry Schuber, City of Broken Arrow
Jenny Longley, Court Reporter

Approval of Minutes – Dr. Ferrell called for a motion to approve the Minutes of the September 13, 2023 Regular Meeting. Mr. Hirshey moved to approve and Mr. Newman made the second.

minutes pages 6 - 7

Richard Auer	Yes	Jimmy Kinder	Yes
Mark Barton	Yes	Steve Mason	Yes
Shannon Ferrell	Yes	Tim Munson	Yes
Ken Hirshey	Yes	Matt Newman	Yes

Rulemaking – OAC 252:100 Air Pollution Control – Dr. Ferrell called upon Ms. Laura Lodes, Chair of the Air Quality Advisory Council (AQAC), to present the air rules. Ms. Lodes stated that the Department of Environmental Quality (Department or DEQ) is proposing to make revisions in Subchapters 17, 23 and 35 as part of the Department's review of Chapter 100 in response to Governor Stitt's Executive Order 2020-09. The Department is proposing to correct typographical errors in citations found in OAC 252:100-17-93, OAC 252:100-17-103 and OAC 252:100-23-3. In addition, the Department is proposing to correct the reference to the air quality standard in OAC 252:100-35-1. The gist of this rule proposal and the underlying reason for the

rulemaking is to revise inaccurate rule language. Hearing no questions or comments by the Board or the public, Dr. Ferrell called for a motion. Mr. Kinder moved to approve and Mr. Hirshey made the second.

transcript pages 7 – 10

Richard Auer	Yes	Jimmy Kinder	Yes
Mark Barton	Yes	Steve Munson	Yes
Shannon Ferrell	Yes	Tim Munson	Yes
Ken Hirshey	Yes	Matt Newman	Yes

Mr. Lodes stated that the Department is proposing to update OAC 252:100, Appendix Q, Incorporation by Reference. In addition, the Department is proposing to update language in Subchapter 2, Incorporation by Reference, to reflect the latest date of incorporation of EPA regulations in Appendix Q. Hearing no questions or comments by the Board or the public, Dr. Ferrell called for a motion. Mr. Hirshey moved to approve and Mr. Auer made the second.

transcript pages 10 – 13

Richard Auer	Yes	Jimmy Kinder	Yes
Mark Barton	Yes	Steve Munson	Yes
Shannon Ferrell	Yes	Tim Munson	Yes
Ken Hirshey	Yes	Matt Newman	Yes

Consideration of and Action on the Annual Environmental Quality Report – Dr. Ferrell called upon Mr. Rob Singlebury, Deputy Executive Director of the DEQ. Mr. Singlebury gave a presentation on the Annual Environmental Quality Report which must be approved by the Board prior to its submission to the Governor, Speaker of the House and Senate President Pro Tempore by January 1 of each year. The purpose of this report is to outline DEQ's annual funding needs for providing environmental services within its jurisdiction, reflect any new federal mandates and summarize DEQ-recommended statutory changes. The Environmental Quality Board is authorized to review, amend (as necessary) and approve the report. Following questions by the Board and none by the public, Dr. Ferrell called for a motion to approve the report. Mr. Kinder moved to approve and Mr. Hirshey made the second.

transcript pages 13 – 19

Richard Auer	Yes	Jimmy Kinder	Yes
Mark Barton	Yes	Steve Munson	Yes
Shannon Ferrell	Yes	Tim Munson	Yes
Ken Hirshey	Yes	Matt Newman	Yes

Executive Director's Report – Mr. Scott Thompson, Executive Director of the DEQ, discussed agency accomplishments and activities since the last Board meeting, as well as information pertaining to budgetary and/or legislative matters.

transcript pages 19 – 31

Budget Status Report (FY 2024) – Dr. Ferrell called upon Ms. Kathy Achsicher, Chief Financial Officer of the DEQ. Ms. Achsicher gave a presentation that included an update and outlook on DEQ's budget for Fiscal Year 2024.

transcript pages 31 – 34

New Business – None

Next Meeting – The next regular meeting is scheduled for Tuesday, February 13, 2024 in Oklahoma City, Oklahoma at DEQ in the Multipurpose Room.

Adjournment – Dr. Ferrell called for a motion to adjourn. Mr. Hirshey moved to adjourn and Mr. Munson made the second. Meeting adjourned at 10:44 a.m.

transcript pages 35 – 36

Richard Auer	Yes	Jimmy Kinder	Yes
Mark Barton	Yes	Steve Munson	Yes
Shannon Ferrell	Yes	Tim Munson	Yes
Ken Hirshey	Yes	Matt Newman	Yes

Public Forum – No public forum issues were raised.

The transcript and sign-in sheet become an official part of these Minutes.

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1. Երկրագնդի վրա 1000 մետր 1 կմ-ը աստիճանաբար 20 աստիճան 1 աստիճան
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1. I have a question about the meaning of the word "to be" in the sentence "The cat is on the mat".
 2. What is the difference between "to be" and "to have" in English?
 3. Can you explain the use of "to be" in the sentence "The cat is on the mat"?
 4. What is the meaning of the word "to be" in the sentence "The cat is on the mat"?
 5. Can you explain the use of "to be" in the sentence "The cat is on the mat"?
 6. What is the meaning of the word "to be" in the sentence "The cat is on the mat"?
 7. Can you explain the use of "to be" in the sentence "The cat is on the mat"?
 8. What is the meaning of the word "to be" in the sentence "The cat is on the mat"?
 9. Can you explain the use of "to be" in the sentence "The cat is on the mat"?
 10. What is the meaning of the word "to be" in the sentence "The cat is on the mat"?

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Page 49 1. The Environmental Quality Board Meeting 2. The Environmental Quality Board Meeting 3. The Environmental Quality Board Meeting 4. The Environmental Quality Board Meeting 5. The Environmental Quality Board Meeting 6. The Environmental Quality Board Meeting 7. The Environmental Quality Board Meeting 8. The Environmental Quality Board Meeting 9. The Environmental Quality Board Meeting 10. The Environmental Quality Board Meeting 11. The Environmental Quality Board Meeting 12. The Environmental Quality Board Meeting 13. The Environmental Quality Board Meeting 14. The Environmental Quality Board Meeting 15. The Environmental Quality Board Meeting 16. The Environmental Quality Board Meeting 17. The Environmental Quality Board Meeting 18. The Environmental Quality Board Meeting 19. The Environmental Quality Board Meeting 20. The Environmental Quality Board Meeting 21. The Environmental Quality Board Meeting 22. The Environmental Quality Board Meeting 23. The Environmental Quality Board Meeting 24. The Environmental Quality Board Meeting 25. The Environmental Quality Board Meeting	Page 50 26. The Environmental Quality Board Meeting 27. The Environmental Quality Board Meeting 28. The Environmental Quality Board Meeting 29. The Environmental Quality Board Meeting 30. The Environmental Quality Board Meeting 31. The Environmental Quality Board Meeting 32. The Environmental Quality Board Meeting 33. The Environmental Quality Board Meeting 34. The Environmental Quality Board Meeting 35. The Environmental Quality Board Meeting 36. The Environmental Quality Board Meeting 37. The Environmental Quality Board Meeting 38. The Environmental Quality Board Meeting 39. The Environmental Quality Board Meeting 40. The Environmental Quality Board Meeting 41. The Environmental Quality Board Meeting 42. The Environmental Quality Board Meeting 43. The Environmental Quality Board Meeting 44. The Environmental Quality Board Meeting 45. The Environmental Quality Board Meeting 46. The Environmental Quality Board Meeting 47. The Environmental Quality Board Meeting 48. The Environmental Quality Board Meeting 49. The Environmental Quality Board Meeting 50. The Environmental Quality Board Meeting
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[illegible][illegible][illegible]

1. The first thing I noticed when I stepped out of the plane was the fresh air. It felt like I had been in a bubble for the last few days. The sun was shining brightly, and the birds were singing. It was a beautiful sight. I had heard that the weather was great, and now I knew it was true. The first thing I did was to go to the beach. The sand was soft and white, and the water was clear and blue. I had heard that the beach was beautiful, and now I knew it was true. The first thing I did was to go to the beach. The sand was soft and white, and the water was clear and blue. I had heard that the beach was beautiful, and now I knew it was true. <th data-bbox="803 128 1406 1858"> 2. The first thing I noticed when I stepped out of the plane was the fresh air. It felt like I had been in a bubble for the last few days. The sun was shining brightly, and the birds were singing. It was a beautiful sight. I had heard that the weather was great, and now I knew it was true. The first thing I did was to go to the beach. The sand was soft and white, and the water was clear and blue. I had heard that the beach was beautiful, and now I knew it was true. </th>	2. The first thing I noticed when I stepped out of the plane was the fresh air. It felt like I had been in a bubble for the last few days. The sun was shining brightly, and the birds were singing. It was a beautiful sight. I had heard that the weather was great, and now I knew it was true. The first thing I did was to go to the beach. The sand was soft and white, and the water was clear and blue. I had heard that the beach was beautiful, and now I knew it was true.
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OKLAHOMA
Environmental
Quality

**ENVIRONMENTAL QUALITY
BOARD**

Attendance Record

November 7, 2023

Duncan, Oklahoma

<u>NAME and/or AFFILIATION</u>	<u>Address and/or Phone and/or E-Mail</u>
Scott Thompson	DEQ
Sharon Smith	DEQ
Malcolm Zachariah	DEQ
Quana Hildt	DEQ
Karen Steele	DEQ
Shannon L. Ferrell	EQB
Kathy Aebischer	DEQ
Jonathan Allen	DEQ
Beverly Botchelt-Smoth	DEQ
Kelly Dixon	DEQ
Mark Newman	DEQ Board
Mark Hildebrand	DEQ
Lloyd Kirk	DEQ
Michelle Wynn	DEQ
Erin Hatfield	DEQ
Mark Buehrow	EQB
Ken Hirshey	EQB
Bud Ground	EFD
Jeray Schuber	City of Broken Arrow
Jimmy Kinder	Board
Laura Lodes	AGB
JENNIFER BOYLE	DEQ
Steve Mason	DEQ Board
Rob Singletary	DEQ
Tim Myrskog	EQB
Fitch Ault	DEQ Board
Jennifer Lewis	OTG