

REGULAR MEETING AGENDA
DEPARTMENT OF ENVIRONMENTAL QUALITY
OKLAHOMA ENVIRONMENTAL QUALITY BOARD

A Public Meeting: 9:30 a.m., Tuesday, September 10, 2024
Choctaw Nation of Oklahoma Headquarters
Aboha Chito Conference Room
1802 Chukka Hina Dr.
Durant, OK 74701

Please turn off cell phones

1. **Call to Order** – Mike Paque, Chair
2. **Announcements** – Mike Paque, Chair

Announcements will include the introduction of any new Board members or special meeting guests, as well as safety information for the current meeting venue and any other general housekeeping matters of interest to the Board. These announcements are for informational purposes only, and no action by the Board is required.

3. **Roll Call** – Quiana Fields, Secretary, Board & Councils
4. **Approval of Minutes** of the June 11, 2024, Regular Meeting
5. **Rulemaking – OAC 252:100 Air Pollution Control
Appendix E. Primary Ambient Air Quality Standards [AMENDED]**

The agency is proposing to amend Appendix E to maintain consistency with the National Ambient Air Quality Standards (NAAQS). Specifically, the PM_{2.5} Primary Standard is being amended to reflect recent changes made by EPA in lowering the annual standard from 12.0 µg/m³ to 9.0 µg/m³. The proposed rule is to ensure Appendix E is consistent with the federal NAAQS.

- Presentation – Laura Lodes, Chair, Air Quality Advisory Council
- Questions and discussion by the Board
- Questions, comments, and discussion by the public
- Discussion and possible action by the Board, which may include roll call vote(s)

6. **Rulemaking – OAC 252:100 Air Pollution Control
Subchapter 1. General Provisions
252:100-1-3. Definitions [AMENDED]
Subchapter 7. Permits for Minor Facilities
Part 9. PERMITS BY RULE
252:100-7-60. Permit by rule [AMENDED]**

The agency is proposing to amend section 252:100-1-3, to clarify construction and operating permit requirements associated with modification of an existing minor facility (i.e., subject to Subchapter 7) or Part 70 source (i.e., subject to Subchapter 8). The agency is also proposing to amend existing rule language in section 252:100-7-60, to clarify requirements for electronic submission of applications for air quality permits. The proposed rule will clarify air quality permit requirements related to modification of minor facilities and Part 70 sources, and to allow electronic submission of applications.

- Presentation – Laura Lodes, Chair, Air Quality Advisory Council
- Questions and discussion by the Board
- Questions, comments, and discussion by the public
- Discussion and possible action by the Board, which may include roll call vote(s)

7. **Executive Director’s Report** – Robert Singletary, Executive Director, DEQ

Mr. Singletary’s report may include significant agency accomplishments and activities since the last Board meeting, as well as information pertaining to budgetary and/or legislative matters. This report is for informational purposes only, and no action by the Board is required.

8. **Budget Update and Financial Overview (FY 2025)** – Kathy Aebischer, DEQ Chief Financial Officer and Director of Administrative Services

Ms. Aebischer’s report will include an update and outlook on DEQ’s budget for Fiscal Year 2025. This report is for informational purposes only, and no action by the Board is required.

9. **DEQ Operational Budget Request (FY 2026)**

DEQ budget requests to the Governor through the Office of Management and Enterprise Services (OMES) require approval of the Board. The operational budget request for State Fiscal Year (SFY) 2026 (beginning July 1, 2025) must be submitted to OMES by October 1st of this year.

- Presentation - Kathy Aebischer, DEQ Financial Office, ASD
- Questions and discussion by the Board
- Questions, comments, and discussion by the public
- Discussion and possible action by the Board, which may include a roll call vote(s) on approval of the request.

10. **Employee Disclosures** – Jennifer Boyle, DEQ General Counsel

The Environmental Quality Code requires DEQ employees involved in reviewing, issuing, or enforcing permits to disclose financial interests they hold in entities regulated by the DEQ. The DEQ is required to submit these disclosures to the Board and make them part of the minutes. This is for informational purposes only, and no action by the Board is required.

11. Calendar Year 2025 Board Meeting Dates and Locations - Discussion and vote by the Board.

12. Executive Session- Discussion of Employment Actions Related to Resignation of the State Environmental Laboratory Services Director and Executive Director Performance Review

Among the statutory duties of the Board are the responsibilities to appoint and set the compensation of the Executive Director and to assist the DEQ in conducting periodic reviews and planning activities related to the goals, objectives, priorities, and policies of the DEQ.

- In open session, discussion by the Board
- In open session, consideration of possible executive session pursuant to Title 25 Oklahoma Statutes Section 307(B)(1) (discussion of employment actions related to any individual salaried public officer or employee), if authorized by recorded majority vote of a quorum of the Board members present
- In open session, if executive session approved, designation of a person to keep minutes in executive session
- In executive session, discussion of employment actions related to resignation of the State Environmental Laboratory Services Director
- In executive session, discussion of Executive Director's performance review and of possible employment actions by the Board relating to the Executive Director.

13. Reconvene into open session

- In open session, roll call vote to reconvene regular Board meeting

14. Consider taking action on the following

- In open session, possible roll call vote on specific actions or recommendations as a result of the Executive Director's annual performance review.

15. New Business - Any matter not known about, and which could not have been reasonably foreseen prior to the posting of agenda.

16. Next Meeting November 7, 2024, Enid, Oklahoma

17. Adjournment

Public Forum – Following Adjournment – The Board meets several times a year at different locations across the State to hear the views and concerns of all Oklahomans about environmental issues. This opportunity is informal, and we invite you to sign the register to speak. If necessary to accommodate the public, the Board Chair may decide to conduct the Forum prior to the Call to Order.

Should you desire to attend but have a disability and need an accommodation, please notify the DEQ three days in advance at 405-702-7100. For hearing impaired, the TDD Relay Number is 1-800-722-0353 for TDD machine use only.