

**TITLE 252. DEPARTMENT OF ENVIRONMENTAL  
QUALITY CHAPTER 205. HAZARDOUS WASTE  
MANAGEMENT**

*[OAR Docket #25-680]*

**RULEMAKING ACTION:**

Notice of proposed PERMANENT rulemaking

**PROPOSED RULES:**

Subchapter 3. Incorporation by Reference

252:205-3-1. Reference to 40 CFR [AMENDED]

**SUMMARY:**

The gist of this rulemaking is to make DEQ's hazardous waste rules consistent with the federal regulations by incorporating by reference the regulations found in Title 40 of the Code of Federal Regulations Parts 124 and 260-279, revised as of July 1, 2025. There are three (3) separate rule changes that are included in this incorporation by reference. The first amended regulation addresses manifest and electronic manifest (e-Manifest) requirements for shipments of hazardous waste, including those specific to hazardous waste imports and export; requirements pertaining to the international movement document for imports and exports of hazardous waste; the manifest data correction process, and the Discrepancy, Exception, and Unmanifested Waste Reports. Additionally, this rule modification makes technical corrections to address typographical errors in the e-manifest regulations. The second rule change establishes 40 CFR Part 266 Subpart Q which describes alternative standards for the recovery and recycling of lower flammability hydrofluorocarbons and hydrocarbon substitutes as well as making conforming changes to corresponding parts of the hazardous waste regulations. The third change finalizes five revisions to the August 9, 2023 direct final rule that made technical corrections to the 2016 Hazardous Waste Generator Improvements Rule, the 2019 Hazardous Waste Pharmaceutical Rule, and the 2018 Vacatur of the Definition of Solid Waste Rule. These five revisions were among eight amendments that were withdrawn due to the receipt of adverse comments.

**AUTHORITY:**

Environmental Quality Board; 27A O.S. §§ 2-2-101 and 2-2-104; Hazardous Waste Management Advisory Council; § 2- 2-201; Oklahoma Hazardous Waste Management Act; §§ 2-7-105, and 2-7-106.

**COMMENT PERIOD:**

Written comments on the proposed rules may be submitted to the contact person from September 15, 2025, through October 23, 2025.

**PUBLIC HEARING:**

Oral comments may be made before the Hazardous Waste Management Advisory Council on Thursday, October 23, 2025, at 10:00 a.m. at the Department of Environmental Quality, first floor, 707 N. Robinson, Oklahoma City, OK 73101. If the Council recommends adoption, the proposed rules will be considered by the Environmental Quality Board at the regularly scheduled meeting to be held in January of 2026 at the Department of Environmental Quality, first floor, 707 N. Robinson, Oklahoma City, OK 73101. The exact date of the January 2026 Board meeting will be set at a later date. Persons with disabilities who desire to attend a public hearing and need assistance should notify the contact person three days in advance of the meeting during business hours at 405-702- 5226 or by using TDD relay number 1-800-522-8506.

**REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:**

The Department of Environmental Quality requests that business entities or any other members affected by these modifications submit to DEQ, within the comment period and in dollar amounts if possible, the increase in the level of direct costs such as fees, and the indirect costs such as reporting, record keeping, 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:**

A copy of the proposed rules may be obtained from the contact person, reviewed at the Department of Environmental Quality, 707 N. Robinson, Oklahoma City, OK 73102, or reviewed online at <https://www.deq.ok.gov/land-protection-division/land-protection-division-proposed-rules/>.

**RULE IMPACT STATEMENT:**

Pursuant to 75 O.S., § 303(D), a rule impact statement for the proposed rules will be on file at DEQ's main offices in Oklahoma City and may be requested from the contact person listed below.

**CONTACT PERSON:**

Mike Stickney, Hazardous Waste Compliance and Enforcement Section, Department of Environmental Quality, P.O. Box 1677, Oklahoma City, OK 73101-1677, email at [mike.stickney@deq.ok.gov](mailto:mike.stickney@deq.ok.gov), phone 405-712-5153, or fax 405-702- 5101.

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