TITLE 252. DEPARTMENT OF ENVIRONMENTAL QUALITY
CHAPTER 515. MANAGEMENT OF SOLID WASTE

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 45. Natural Occurring Radioactive Material [NEW]
Part 1. General Provisions
252:515-45-1 [NEW]
252:515-45-2 [NEW]
Part 3. Waste Acceptance and Characterization
252:515-45-31 [NEW]
252:515-45-32 [NEW]
252:515-45-33 [NEW]
252:515-45-34 [NEW]
252:515-45-35 [NEW]
252:515-45-36 [NEW]
252:515-45-37 [NEW]
Part 5. Disposal Facility Requirements
252:515-45-51 [NEW]
252:515-45-52 [NEW]
252:515-45-53 [NEW]
252:515-45-54 [NEW]
Part 7. Monitoring, Recordkeeping, and Reporting
252:515-45-71 [NEW]
252:515-45-72 [NEW]
252:515-45-73 [NEW]
252:515-45-74 [NEW]
252:515-45-75 [NEW]

SUMMARY:

The Department of Environmental Quality (DEQ) is proposing to amend Oklahoma Administrative Code (OAC) 252:515 to create a new subchapter, Subchapter 45. The gist of this rulemaking is to establish the rules and requirements for the management and disposal of naturally occurring radioactive material (NORM) and technologically enhanced naturally occurring radioactive material (TENORM) at permitted solid waste facilities. The creation of this subchapter will allow permitted solid waste facilities to safely and effectively manage and dispose of such waste in the state of Oklahoma, preventing the need to ship NORM and TENORM waste out of state. It establishes limits on the type, volume, and concentration of NORM and TENORM waste that solid waste facility may accept; traceability requirements for those wastes; categories of solid waste facilities eligible to accept them; minimum construction standards for those facilities; operator training requirements; and monitoring and recordkeeping requirements.

AUTHORITY:

Environmental Quality Board; 27A O.S., §§ 2-2-101, 2-10-201, 27A O.S., §§ 2-14-101 through 2-14-304: Oklahoma Uniform Permitting Act, and 27A O.S., §§ 2-10-101 through 2-10-1001: Oklahoma Solid Waste Management Act..

COMMENT PERIOD:

Written comments may be submitted to the contact person from November 2, 2026, through December 11, 2026. Oral comments may be made at the December 8, 2026, Formal Rules Hearing at 10:00 am at the offices of the Department of Environmental Quality, 707 North Robinson Ave, Oklahoma City, OK 73102, and at the January 20, 2027, Environmental Quality Board meeting at 9:30 a.m. at the Department of Environmental Quality, 707 North Robinson Ave, Oklahoma City, OK 73102.

PUBLIC HEARINGS:

Oral comments may be made at the December 8, 2026 Formal Rules Hearing at 10:00 am at the offices of the Department of Environmental Quality, 707 North Robinson Ave, Oklahoma City, OK 73102. The proposed rules will be considered by the Environmental Quality Board at its meeting scheduled for 9:30 a.m. on January 20, 2027 at the offices of the Department of Environmental Quality, 707 North Robinson Ave, Oklahoma City, OK 73102. 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:

DEQ requests that business entities affected by these proposed rules provide DEQ, within the comment period and in dollar amounts if possible, the increase or decrease 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.

PROPOSED RULES:

Copies of the proposed rules may be obtained from the contact person and may be viewed on the DEQ website at https://oklahoma.gov/deq/rules-and-regulations/proposed-rules-regulations.html .

RULE IMPACT STATEMENT:

The Rule Impact Statement for the proposed rules will be on file at DEQ and may be requested from the contact person or viewed on the DEQ website at https://oklahoma.gov/deq/rules-and-regulations/proposed-rules-regulations.html .

CONTACT PERSON:

Patrick Riley, Land Protection Division, Solid Waste and Sustainability Unit, P.O. Box 1677, Oklahoma City, OK 73101-1677, e-mail at public.comments@deq.ok.gov, phone 405-702-5100, or fax 405-702-5101.

ADDITIONAL INFORMATION:

Persons with disabilities who desire to attend the public hearing and need assistance should notify the contact person three days in advance of the meeting during business hours at 405-702-5100 or by using TDD relay number 1-800-522-8506.