

**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. Definitions [AMENDED]

252:606-1-2.1. Technical Definitions [AMENDED]

Subchapter 6. Point Source Discharges

252:606-6-11. Receiving water background characterization requirements [AMENDED]

252:606-6-14. Requirements specific to numeric criteria for toxic substances for the Fish and Wildlife Propagation beneficial use [AMENDED]

252:606-6-31. WET test requirements [AMENDED]

252:606-6-52. Effluent regulatory flows for the implementation of numerical criteria for toxic substances to protect the Fish and Wildlife Propagation beneficial use [AMENDED]

252:606-6-53. Q* ratio for the implementation of numerical criteria for toxic substances to protect the Fish and Wildlife Propagation beneficial use [AMENDED]

252:606-6-55. Wasteload allocations for the implementation of numerical criteria for toxic substances to protect the Fish and Wildlife Propagation beneficial use [AMENDED]

252:606-6-86. Implementation of bacterial criteria to protect the Primary Body Contact Recreation (PBCR) and the Secondary Body Contact Recreation (SBCR) beneficial use [AMENDED]

252:606-6-91. Performance-based monitoring frequency reductions and increases [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 the proposed rules is to add and modify 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. New equations are proposed to be added to Appendix L consistent with the proposed changes to sections in Subchapters 1 and 6.

AUTHORITY:

Environmental Quality Board; 27A O.S. §§ 2-2-101.

Oklahoma Pollutant Discharge Elimination System Standards; 27A O.S. §§ 2-6-203.

Oklahoma Water Quality Standards Implementation Plan; 27A O.S. §§ 1-1-202.

COMMENT PERIOD:

Written comments may be submitted to the contact person from September 1, 2026, through October 19, 2026. Oral comments may be made at the Formal Rulemaking Meeting on October 16, 2026, at 1:00 PM at the DEQ Headquarters, First Floor, 707 N. Robinson Avenue, Oklahoma City, OK 73102, or at the Environmental Quality Board Meeting on November 10, 2026, at 9:30 AM at the Robert S. Kerr Environmental Research Center, 919 Kerr Research Dr, Ada, OK. 74820.

PUBLIC HEARINGS:

The proposed rules will be discussed at a Formal Rulemaking Meeting scheduled on October 16, 2026, at 1:00 PM at the DEQ Headquarters, First Floor, 707 N. Robinson Avenue, Oklahoma City, OK 73102. The proposed rules will also be considered by the Environmental Quality Board at its scheduled meeting on November 10, 2026, at 9:30 AM at the Robert S. Kerr Environmental Research Center, 919 Kerr Research Dr, Ada, OK 74820.

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/rules-and-regulations/proposed-rules-regulations.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/rules-and-regulations/proposed-rules-regulations.html>

CONTACT PERSON:

Nicole Newcomer, Water Quality Division, 707 N. Robinson, P.O. Box 1677, Oklahoma City, OK 73101-1677, email nicole.newcomer@deq.ok.gov, phone (405) 702-8290, 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.