FILED
APR - 1 2008
MISSISSIPPI
SECRETARY OF STATE

NOTICE OF PROPOSED RULE ADOPTION

STATE OF MISSISSIPPI
Mississippi Commission on Environmental Quality
Mississippi Department of Environmental Quality

Mississippi Commission on Environmental Quality
c/o Theodore D. Lampton III, Senior Attorney
Department of Environmental Quality
Post Office Box 2261
Jackson, Mississippi 39225-2261
(601) 961-5573
Ted_Lampton@deq.state.ms.us

Specific Legal Authority Authorizing the promulgation of Rule:
Miss. Code Ann. Section Miss. Code Ann. § 49-2-9 (1), 49-17-17, 49-17-19, and 49-17-25 (2003).

Reference to Rules repealed, amended or suspended by the Proposed Rule : Upon adoption, will supersede the previous version, which is entitled Mississippi 2006 Section 303(d) List of Impaired Water Bodies.

Explanation of the Purpose of the Proposed Rule and the reason(s) for proposing the rule: The Mississippi 2008 Section 303(d) List of Impaired Water Bodies identifies those waters within the state for which effluent limitations are not sufficient to implement one or more applicable Water Quality Standards and for which Total Maximum Daily Loads (TMDLs) are not yet completed.

This rule is proposed as a ☒Final Rule, and/or a ☐ Temporary Rule (Check one or both boxes as applicable.)

Persons may present their views on the proposed rule by addressing written comments to the agency at the above address. Persons making comments should include their name and address, as well as other contact information, and if you are an agent or attorney, the name, address and telephone number of the party or parties you represent.

Oral Proceeding: Check one box below:

☒An oral proceeding is scheduled on this rule on
Date: May 13, 2008
Time: 6:00 p.m.
Place: MDEQ Commission Hearing Room, 515 E. Amite St., Jackson, Mississippi 39201

If you wish to be heard and present evidence at the oral proceeding you must make a written request to the agency at the above address at least five (5) days prior to the proceeding to be placed on the agenda. The request should include your name, address, telephone number as well as other contact information; and if you are an agent or attorney, the name, address and telephone number of the party or parties you represent.

☐ An oral proceeding is not scheduled on this rule. Where an oral proceeding is not scheduled, an oral proceeding will be held if a written request for an oral proceeding is submitted by a political subdivision, an agency or ten (10) persons. The written request should be submitted to the agency contact person at the above address within twenty (20) days after the filing of this notice of proposed rule adoption and should include the name, address and telephone number of the person(s) making the request; and if you are an agent or attorney, the name, address and telephone number of the party or parties you represent.

Economic Impact Statement: Check one box below:

☒The agency has determined that an economic impact statement is not required for this rule, or

☐The concise summary of the economic impact statement required is attached.

The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.

Date Rule Proposed: April 1, 2008

Proposed Effective Date of Rule: June 26, 2008

Ted Lampton
Theodore D. Lampton III, Senior Attorney

SOS FORM APA 001
Effective Date 01/07/2005