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MISSISSIPPI SECRETARY OF STATE

NOTICE OF PROPOSED RULE ADOPTION

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

Department of Environmental Quality
Post Office Box 2261
Jackson, Mississippi 39225-2261
(601) 961-5573
Ted_Lampton@deq.state.ms.us

Reference to Rules repealed, amended or suspended by the Proposed Rule: Amends Wastewater Regulations for National Pollutant Discharge Elimination System (NPDES) Permits, Underground Injection Control (UIC) Permits, State Permits, Water Quality Based Effluent Limitations and Water Quality Certification (Commission Regulation WPC-1).

Specific Legal Authority Authorizing the promulgation of Rule: Miss. Code Ann. §§ 49-2-9(1) and 49-17-34 (Rev. 2003)

Explanation of the Purpose of the Proposed Rule and the reason(s) for proposing the rule: The purpose of the amendments to Commission Regulation WPC-1 is to be consistent with recent modifications to federal rules and regulations. The MDEQ Antidegradation Implementation Methodology is now included as an exhibit to the regulations, definitions are added to provide clarity to the regulations, and modeling requirements are updated. The proposed modifications also include numerous minor changes to provide clarification to the requirements in the regulations.

This rule is proposed as a [X] 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:

[X] An oral proceeding is scheduled on this rule on:

Date: Tuesday, December 1, 2009
Time: 5:00 p.m.
Place: Mississippi Dept. of Environmental Quality, 515 E. Amite St., Jackson, Mississippi

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:

[X] 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: October 28, 2009

Proposed Effective Date of Rule: January 10, 2010

Signature and Title of Person submitting Rule for Filing:

Ted Lampton
Ted Lampton, Senior Attorney