

1 STATE OF OKLAHOMA

2 1st Session of the 54th Legislature (2013)

3 HOUSE BILL 1724

By: Osborn

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6 AS INTRODUCED

7 An Act relating to environment and natural resources;
8 amending 27A O.S. 2011, Section 2-6-205, which
9 relates to the unlawful discharges without a permit
10 under the Oklahoma Pollutant Discharge Elimination
11 System Act; clarifying language; and providing an
12 effective date.

13 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

14 SECTION 1. AMENDATORY 27A O.S. 2011, Section 2-6-205, is
15 amended to read as follows:

16 Section 2-6-205. A. Except as otherwise provided in subsection
17 B of this section, it shall be unlawful for any facility, activity
18 or entity regulated by the Department of Environmental Quality
19 pursuant to the Oklahoma Pollutant Discharge Elimination System Act
20 to discharge any pollutant into waters of the state or elsewhere
21 without first obtaining a permit from the Executive Director.

22 B. The Environmental Quality Board shall promulgate rules which
23 prescribe permit requirements applicable to discharges composed
24 entirely of stormwater. The rules may require permits on a case-by-

1 case basis, exempt categories of discharges, or provide a schedule
2 for obtaining a permit. No later than the date that the Department
3 is to receive authorization to administer a state National Pollutant
4 Discharge Elimination Systems program, the Board shall have
5 promulgated rules for stormwater discharges which comply with
6 Environmental Protection Agency requirements for approval of the
7 state National Pollutant Discharge Elimination Systems program.

8 C. The Department of Environmental Quality shall have the
9 authority to determine whether a facility, activity or entity
10 regulated by the Department pursuant to the Oklahoma Pollutant
11 Discharge Elimination System Act is required to obtain a stormwater
12 permit. No other state agency shall condition any license, permit
13 or other form of authorization issued by that agency upon the
14 applicant obtaining a stormwater permit from the Department if the
15 applicant is not required to obtain a stormwater permit pursuant to
16 Department statutes and pursuant to rules promulgated by the Board.

17 SECTION 2. This act shall become effective November 1, 2013.

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