

Bryan W. Shaw, Ph.D., *Chairman*
Buddy Garcia, *Commissioner*
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TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

NOTICE OF PUBLIC HEARING ON PROPOSED REVISIONS TO 30 TAC CHAPTER 342

The Texas Commission on Environmental Quality (commission) will conduct a public hearing to receive testimony regarding proposed revisions to 30 Texas Administrative Code (TAC) Chapter 342, Regulation of Certain Aggregate Production Operations, under the requirements of Texas Government Code, Chapter 2001, Subchapter B.

The proposed rulemaking would establish a new chapter to implement House Bill 571 from the 82nd Legislature, 2011. The bill requires Aggregate Production Operations to register with the TCEQ annually and to pay an annual fee. Additional requirements include TCEQ to conduct an annual survey of aggregate production operations and conduct inspections of these operations at a minimum of once every three years.

The commission will hold a public hearing on this proposal in Austin on February 9, 2012, at 10:00 AM in Building E, Room 201S, at the commission's central office located at 12100 Park 35 Circle. The hearing is structured for the receipt of oral or written comments by interested persons. Individuals may present oral statements when called upon in order of registration. Open discussion will not be permitted during the hearing; however, commission staff members will be available to discuss the proposal 30 minutes prior to the hearing.

Persons who have special communication or other accommodation needs who are planning to attend the hearing should contact Sandy Wong, Office of Legal Services at (512) 239-1802. Requests should be made as far in advance as possible.

Written comments may be submitted to Bruce McAnally, MC 205, Office of Legal Services, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087, or faxed to (512) 239-4808. Electronic comments may be submitted at: <http://www5.tceq.texas.gov/rules/ecomments/>. File size restrictions may apply to comments being submitted via the *eComments* system. All comments should reference Rule Project Number 2011-045-342-OW. The comment period closes February 27, 2012. Copies of the proposed rulemaking can be obtained from the commission's Web site at http://www.tceq.texas.gov/nav/rules/propose_adopt.html. For further information, please contact Lynda Clayton, Water Quality Assessment Unit, (512) 329-4591.