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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 CHAPTERS 55, 305, AND 331

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 55, Requests for Reconsideration and Contested Case Hearings; Public Comment; Chapter 305, Consolidated Permits; and Chapter 331, Underground Injection Control, under the requirements of Texas Government Code, Chapter 2001, Subchapter B.

The proposed rulemaking would implement House Bill (HB) 1079, 83rd Legislature, 2013. The proposed rulemaking will require that all new, amended, or renewed Class III Underground Injection Control permits include a permit range table. This table will have concentration ranges for each of the groundwater quality parameters listed in the restoration table of each Production Area Authorization (PAA) associated with a permit. The restoration table values of the PAA must be within the respective ranges in the permit range table. If a permittee requests revision of a restoration table value, the requested revised value must be within the respective range of the permit range table; otherwise, the permit range table must be amended, which is subject to an opportunity for a contested case hearing. The proposed rulemaking also changes the conditions that determine when an application for a PAA may be subject to an opportunity for a contested case hearing, consistent with the requirements of HB 1079.

The commission will hold a public hearing on this proposal in Austin on June 17, 2014, at 2:00 p.m. 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 2013-058-331-WS. The comment period closes on June 30, 2014. 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 David Murry, Radioactive Materials Division, (512) 239-6080 or Don Redmond, Environmental Law Division, (512) 239-0612.