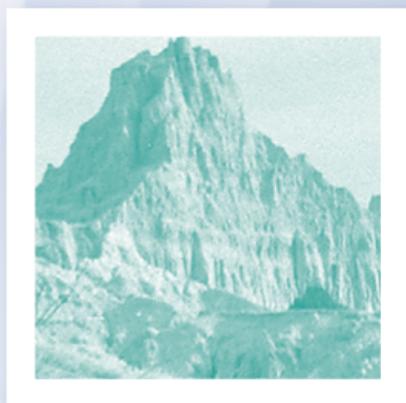


TEXAS COMMISSION ON  
ENVIRONMENTAL QUALITY

# OBTAINING TCEQ RULES



This brochure provides the basic information you need to find the statutes, codes, and rules pertaining to Texas environmental quality.

# Code vs. Rule

Laws enacted by the Texas Legislature appear in the form of statutes, some of which have been grouped into codes, such as the Texas Water Code. These statutes or codes are legal requirements that the Legislature has determined must be observed.

In these statutes or codes, the Legislature often directs state agencies to develop the specifics or details of the requirements, with public input. These more specific requirements are adopted by state agencies and are called rules.

Statutes and rules both have the force of law. However, if there is a conflict in meaning, a statute or code always takes precedence over a rule adopted to carry out that statute or code.

The *Texas Register* publishes rules for all state agencies (including emergency, proposed, withdrawn, and adopted rules), in numerical order. It is the official source for the Texas Administrative Code (TAC), which is a compilation of the current rules that have been adopted by all state agencies.

The TAC is organized into numbered categories called titles, which are then subdivided by chapters. The title pertaining to the Texas Commission on Environmental Quality is Title 30. A list of all the TCEQ rules, or chapters, in Title 30 appears to the right.

# The TCEQ Rules

When ordering individual rules, you should refer to the following chapters (of Title 30, Texas Administrative Code):

1. Purpose of Rules, General Provisions
3. Definitions
5. Advisory Committees and Groups
7. Memoranda of Understanding
9. Training
10. Commission Meetings
11. Contracts
12. Payment of Fees
14. Grants
15. Fleet Vehicle Management
17. Tax Relief for Property Used for Environmental Protection
18. Rollback Relief for Pollution Control Requirements
19. Electronic Reporting; Electronic Transmission of Information by Commission
20. Rulemaking
21. Water Quality Fees
25. Environmental Testing Laboratory Accreditation and Certification
30. Occupational Licenses and Registrations
33. Consolidated Permit Processing
35. Emergency and Temporary Orders and Permits; Temporary Suspension or Amendment of Permit Conditions
36. Suspension or Adjustment of Water Rights during Drought or Emergency Water Shortage
37. Financial Assurance
39. Public Notice
40. Alternative Dispute Resolution Procedure
50. Action on Applications and Other Authorizations
55. Requests for Reconsideration and Contested Case Hearings; Public Comment
60. Compliance History
70. Enforcement
80. Contested Case Hearings
86. Special Provisions for Contested Case Hearings
90. Innovative Programs
91. Alternative Public Notice and Public Participation Requirements for Specific Designated Facilities
101. General Air Quality Rules
106. Permits by Rule
111. Control of Air Pollution from Visible Emissions and Particulate Matter
112. Control of Air Pollution from Sulfur Compounds
113. Standards of Performance for Hazardous Air Pollutants and for Designated Facilities and Pollutants
114. Control of Air Pollution from Motor Vehicles
115. Control of Air Pollution from Volatile Organic Compounds
116. Control of Air Pollution by Permits for New Construction or Modification
117. Control of Air Pollution from Nitrogen Compounds
118. Control of Air Pollution Episodes
122. Federal Operating Permits Program
205. General Permits for Waste Discharges
210. Use of Reclaimed Water
213. Edwards Aquifer
214. Secondary Containment Requirements for Underground Storage Tank Systems Located Over Certain Aquifers
216. Water Quality Performance Standards for Urban Development
217. Design Criteria for Domestic Wastewater Systems
218. Brine Evaporation Pits
220. Regional Assessments of Water Quality
222. Subsurface Area Drip Dispersal Systems
230. Groundwater Availability Certification for Platting
279. Water Quality Certification
281. Applications Processing
285. On-Site Sewage Facilities
288. Water Conservation Plans, Drought Contingency Plans, Guidelines and Requirements
290. Public Drinking Water
291. Utility Regulations
292. Special Requirements for Certain Districts and Authorities
293. Water Districts
294. Priority Groundwater Management Areas
295. Water Rights, Procedural
297. Water Rights, Substantive
298. Environmental Flow Standards for Surface Water
299. Dams and Reservoirs
301. Levee Improvement Districts, District Plans of Reclamation, and Levees and Other Improvements
303. Operation of the Rio Grande
304. Watermaster Operations
305. Consolidated Permits
307. Texas Surface Water Quality Standards
308. Criteria and Standards for the National Pollutant Discharge Elimination System
309. Domestic Wastewater Effluent Limitation and Plant Siting
311. Watershed Protection
312. Sludge Use, Disposal, and Transportation
314. Toxic Pollutant Effluent Standards
315. Pretreatment Regulations for Existing and New Sources of Pollution
317. Design Criteria Prior to 2008
319. General Regulations Incorporated into Permits
321. Control of Certain Activities by Rule
323. Waste Disposal Approvals
324. Used Oil Standards
326. Medical Waste Management
327. Spill Prevention and Control
328. Waste Minimization and Recycling
329. Drilled or Mined Shafts
330. Municipal Solid Waste
331. Underground Injection Control
332. Composting
333. Brownfields Initiatives
334. Underground and Aboveground Storage Tanks
335. Industrial Solid Waste and Municipal Hazardous Waste
336. Radioactive Substance Rules
337. Dry Cleaner Environmental Response
342. Regulation of Certain Aggregate Production Operations
344. Landscape Irrigation
350. Texas Risk Reduction Program
351. Regionalization

# Sources

TCEQ rules, as well as statutes and codes, are available in a variety of formats, from a number of sources, both public and private. Depending on the source and the format, some of this material is free of charge, and some must be purchased. Prices are subject to change, so the prices given in this brochure should be used as guidelines only. In this regard, and when comparing products, please contact each company or agency directly for current, detailed information.

## Texas Administrative Code

Many chapters of Title 30 of the Texas Administrative Code (30 TAC) undergo frequent revision, due to the scope and complexity of federal and state mandates and other rulemaking initiatives. Consequently, a printed copy of a TCEQ rule may have a very short “shelf life.” For this reason, we strongly encourage you to consider obtaining the rules electronically.

The most common electronic formats you’ll find are PDF (Portable Document Format) and HTML (Hypertext Markup Language). Many public libraries provide Internet access.

### Internet Access

**The TCEQ.** TCEQ rules (unofficial version of 30 TAC) are available in PDF at <[www.tceq.texas.gov/rules](http://www.tceq.texas.gov/rules)>. For downloading instructions, click on the “Site Help” option near the bottom of the page (and of all TCEQ web pages).

You can also receive free updates by e-mail every time a proposal, adoption, or public hearing notice is uploaded on the rules web pages. To subscribe, go to the TCEQ’s home page at <[www.tceq.texas.gov](http://www.tceq.texas.gov)> and click on “Get e-mail or text updates on your choice of topics.”

**The Secretary of State.** The entire official Texas Administrative Code is available for free online viewing at the website of the Secretary of State,

at <[www.sos.texas.gov](http://www.sos.texas.gov)> (go to the “State Rules & Open Meetings” button at the top of the page, and then click on “Texas Administrative Code”). For assistance, please call the Secretary of State, Texas Register Section at 512-463-5561.

**Legal Publisher.** The Texas Administrative Code is also available online for a fee from the legal publisher Thomson Reuters (1-800-328-4880). Please contact them for current subscriber pricing.

### Printed and CD Copies

**Thomson Reuters.** New editions of the official Texas Administrative Code, Title 30: Environmental Quality, are printed annually in March by the Thomson Reuters company. Contact Thomson Reuters for current prices and availability.

Thomson Reuters Customer Service  
P.O. Box 64833  
St. Paul, MN 55164-0833  
1-800-328-4880 (M–F, 7 a.m. to 7 p.m. CST)  
<[www.thomsonreuters.com](http://www.thomsonreuters.com)>

**The Secretary of State.** Printed copies from the Texas Administrative Code are available from the Secretary of State. Price is \$.50 per rule. Rules are available in Word or PDF for free upon request.

Texas Secretary of State  
P.O. Box 12887  
Austin, TX 78711  
512-463-5561  
<[register@sos.texas.gov](mailto:register@sos.texas.gov)>

## Texas Register

### Internet Access

The Secretary of State makes the *Texas Register* available for online viewing at <[www.sos.texas.gov](http://www.sos.texas.gov)> (go to the “State Rules & Open Meetings” button at the top of the page, and then click on “Texas Register”).

The *Texas Register* archive includes issues published since January 1976 and is hosted by the University of North Texas Libraries, at <<http://texashistory.unt.edu/explore/collections/tr/>>.

### Printed Copies

LexisNexis Matthew Bender & Co. publishes the *Texas Register* each Friday, and mails it to subscribers on a weekly basis, with four quarterly cumulative indexes. Subscriptions are \$259 per year, sent via second-class mail. Subscriptions sent via first-class mail are \$382 per year. Single copies of back issues are available for purchase as well.

LexisNexis Matthew Bender & Co.  
Attn: Renewals Unit  
1275 Broadway  
Albany, NY 12204  
1-800-223-1940

## Texas Statutes and Codes

### Internet Access

Texas statutes and codes are made available by the Texas Legislative Council at <[www.statutes.legis.state.tx.us](http://www.statutes.legis.state.tx.us)>.

### Printed and CD Copies

Texas statutes and codes can be purchased in print or CD format from the Thomson Reuters company.

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<[www.thomsonreuters.com](http://www.thomsonreuters.com)>

**For more information** on specific TCEQ rules, please contact the Texas Register Team at the Office of Legal Services, 512-239-0600.

The TCEQ encourages you to submit your comments concerning proposed rulemakings online. Your comments will be reviewed by TCEQ staff. To learn more, go to <<http://www1.tceq.texas.gov/rules/ecomments>>.



### How is our customer service?

[www.tceq.texas.gov/customersurvey](http://www.tceq.texas.gov/customersurvey)

The TCEQ is an equal opportunity employer. The agency does not allow discrimination on the basis of race, color, religion, national origin, sex, disability, age, sexual orientation or veteran status.