

Effective Date: March 31, 2011

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
Permanent Rule Change

Rule Project Number 2010-055-311-OW
Discharge of Pesticides into, Over or Near the Highland Lakes and
Areas Over the Edwards Aquifer

Chapter 213
Edwards Aquifer
Subchapter C

Chapter 311
Watershed Protection
Subchapter I

1. Purpose. This change transmittal provides the pages that reflect changes and additions to the Texas Commission on Environmental Quality (commission) Volume of Permanent Rules.
2. Explanation of Change. On March 9, 2011, the commission adopted new §213.31 *without changes* to the proposed text as published in the December 10, 2010, issue of the *Texas Register* (35 TexReg 10813) and was not republished. Also adopted was new §311.91 *without changes* to the proposed text as published in the December 10, 2010, issue of the *Texas Register* (35 TexReg 10899) and was not republished.
3. Effects of Change. The Office of Compliance and Enforcement and the Office of Water are adding Subchapter C to Chapter 213, and Subchapter I to Chapter 311, authorizing the application of pesticides within the Highland Lakes and Edwards Aquifer recharge, contributing, and transition zones. Both Chapters 213 and 311 currently contain discharge prohibitions or areas where increased pollutant load is prohibited. Pesticide usage is required for the continued protection of human health and the environment. This rulemaking is a follow-up to Project No. 2010-058-PET-NR, which is a Petition for Rulemaking that was filed with the commission on September 9, 2010, by the Texas Park and Wildlife Department.