

Effective: July 5, 2006

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
Permanent Rule Change

Rule Project No. 2005-050-222-PR
House Bill 2651: Subsurface Area Drip Dispersal Systems

Chapter 30
Occupational Licenses and Registrations
Subchapter J

Chapter 55
Requests for Reconsideration and Contested Case Hearings; Public Comment
Subchapters D, E, F

Chapter 222
Subsurface Area Drip Dispersal Systems
Subchapters A, B, C, D, E

Chapter 281
Applications Processing
Subchapter A

Chapter 305
Consolidated Permits
Subchapters A, C, F

Chapter 309
Domestic Wastewater Effluent Limitation and Plant Siting
Subchapter A

Chapter 331
Underground Injection Control
Subchapters A, H

1. Purpose. This change transmittal provides the page(s) that reflect changes and additions to the Texas Commission on Environmental Quality (commission) Volume of Permanent Rules.
2. Explanation of Change. On June 14, 2006, the commission adopted amendments to §§30.340, 30.342, and 30.350 *without changes* to the proposed text as published in the February 17, 2006, issue of the *Texas Register* (31 TexReg 970) and was not republished.

The commission also adopted amendments to §§55.101, 55.150, and 55.200 *without changes* to the proposed text as published in the February 17, 2006, issue of the *Texas Register* (31 TexReg 973) and was not republished.

The commission also adopted new §§222.1, 222.3, 222.5, 222.31, 222.33, 222.35, 222.37, 222.39, 222.41, 222.43, 222.45, 222.71, 222.73, 222.75, 222.77, 222.79, 222.81, 222.83, 222.85, 222.87, 222.111, 222.113, 222.115, 222.117, 222.119, 222.121, 222.123, 222.125, 222.127, 222.151, 222.153, 222.155, 222.157, 222.159, 222.161, and 222.163.

Sections 222.1, 222.3, 222.33, 222.35, 222.39, 222.41, 222.43, 222.45, 222.71, 222.75, 222.77, 222.83, 222.111, 222.113, 222.119, 222.127, 222.153, 222.155, 222.157, 222.159, and 222.161 were adopted *without changes* to the proposed text as published in the February 17, 2006, issue of the *Texas Register* (31 TexReg 976) and were not republished. Sections 222.5, 222.31, 222.37, 222.73, 222.79, 222.81, 222.85, 222.87, 222.115, 222.117, 222.121, 222.123, 222.125, 222.151, and 222.163 were adopted *with changes* to the proposed text and were republished.

The commission also adopted amendments to §§281.2, 281.5, and 281.21 *without changes* to the proposed text as published in the February 17, 2006, issue of the *Texas Register* (31 TexReg 995) and were not republished.

The commission also adopted amendments to §§305.1, 305.2, 305.41, 305.45, 305.121, 305.123, 305.125, and 305.127 *without changes* to the proposed text as published in the February 17, 2006, issue of the *Texas Register* (31 TexReg 998) and were not republished.

The commission also adopted amendments to §309.3 and §309.4. Section 309.3 was adopted *with change* to the proposed text as published in the February 17, 2006, issue of the *Texas Register* (31 TexReg 1004). Section 309.4 was adopted *without change* and was not republished.

The commission also adopted amendments to §§331.2, 331.7, 331.9, and 331.132. Sections 331.2, 331.9, and 331.132 were adopted *without changes* to the proposed text as published in the February 17, 2006, issue of the *Texas Register* (31 TexReg 1008) and were not republished. Section 331.7 was adopted *with change* to the proposed text and was republished.

3. Effects of Change. The commission currently regulates subsurface area drip dispersal systems through Texas land application permits. Through this rulemaking, the commission creates Chapter 222 to institute design standards, a permitting process, operational requirements, and closure procedures for subsurface area drip dispersal systems that dispose of effluent generated by treatment facilities that process more than 5,000 gallons per day of domestic wastewater or any amount of industrial wastewater.

The adopted amendments to Chapters 30, 55, 281, 305, 309, and 331 are for the purpose of including Texas Water Code, Chapter 32, adopted new Chapter 222, or subsurface area drip dispersal systems in the applicability statements or making reference to Texas Water Code, Chapter 32, adopted new Chapter 222, or subsurface area drip dispersal systems.