

IDAPA 58.01.25

Idaho Pollutant Discharge Elimination System Program Rules



STATE OF IDAHO
DEPARTMENT OF
ENVIRONMENTAL QUALITY

Mary Anne Nelson
Surface & Wastewater Division Administrator

Meeting Objectives

- Zero-Based Regulation
- Rulemaking process and timeline
- Review draft rule
- Suggestions & Recommendations





EO No. 2020-01

Zero-Based Regulation (ZBR)

- Purpose
 - Critical and comprehensive review of all rule chapters
 - Reduce regulatory burden
 - Increase clarity and ease of use
- Goals
 - Remove obsolete, outdated, unnecessary regulations
 - Simplify rules
 - Review each ruleset every 5 years

Rulemaking



Draft rule edits

- Name change
- 003 Incorporation by Reference
 - Updated dates for all
 - 40 CFR 122.28, 32, 33 (003.h)
 - 40 CFR 136 (003.w)
 - 40 CFR 423 (003.z)
 - Updated language under WOTUS
 - Term interpretation: Moved terms (approval authority, approved program, National Pretreatment Standard, Water Management Division Director) from Sections 370.04 and 380.03

Draft rule edits

- Removed sections 005 and 006 per DFM direction
- 010 Definitions:
 - Removed Clean Water Act and Regulations, Department, Director, Equivalent Dwelling Unit, Industrial Wastewater, Sludge, and State/EPA Agreement.
 - Updated others
- Grammatical changes (e.g., “an identification of” becomes “identify”).

Draft rule edits

- 110 Fee Schedule:
 - Removed effective date since that has passed.
 - Removed EDU and based fees on a rate of \$4,000 per MGD of design flow.
- Updated invoicing and payment dates.
- Removed installment plans

Draft Rule



Comments/Recommendations

Next steps

- Written comments on draft by May 5
 - Submit to Mary.Anne.Nelson@deq.Idaho.gov or by mail
 - 1410 N. Hilton St. Boise, ID 83706.
- Next meeting June 1
 - Next draft will only highlight in underline strikethrough only those things that are changes from the draft shown today.

Questions?



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Your name
Your title