

The Water Protection Program is inviting you to send comments on all of the current rules, beginning October 4, 2013 through December 4, 2013.

# Clean Water Rules Review

Water Protection Program  
Rule Coordination

Carol Garey, Pat Smith, Darlene Helmig and  
Refaat Mefrakis

---

## Clean Water Rules Review

Clean Water Forum, October 3, 2013

Statutory changes have been made to Chapter 536, Administrative Procedure & Review, based on House Bill 1135. All executive departments are now required to periodically review all agency rules.

The Water Protection Program is inviting you to send comments beginning October 4, 2013 through December 4, 2013 on all relevant rules. There will be a formal time for comment in 2016, but given the volume of clean water rules, this is an earlier opportunity to offer comments.

### **Rule Review Requirements pursuant to Section 536.175, RSMo:**

- ✓ **The Department's rules contained in Title 10 of the Code begin the official review process no later than July 1, 2016.** Action by the Joint Committee on Administrative Rules (JCAR) will produce the required Notification of Agency Review in the *Missouri Register* based on the titles in the Code of State Regulations to be reviewed. Anyone may submit comments, no later than 60 days after publication of the notification.
- ✓ **The Department's review of rules will be filed electronically in a report to JCAR and to the Missouri Small Business Regulatory Fairness Board, no later than June 30, 2017, and posted on the Department's website.** The Water Protection Program must publish a report containing the results of the review. An appendix of comments and responses is attached to the report.
- ✓ **Comments must include the rule, the commenter and be relevant to the rule.** Comments must be directly associated with the rule. The Notification in the *Register* will list the agency designee(s) assigned to receive comments.

### **Rule review and comment criteria are the following (Section 536.175.4):**

1. Whether the rule continues to be necessary, taking into consideration the purpose, scope, and intent of the statute under which the rule was adopted,
2. Whether the rule is obsolete, taking into consideration the length of time since the rule was modified and the degree to which technology, economic conditions, or other relevant factors have changed in the subject area affected by the rule,
3. Whether the rule overlaps, duplicates, or conflicts with other state rules, and to the extent feasible, with federal and local governmental rules,
4. Whether a less restrictive, more narrowly tailored, or alternative rule could adequately protect the public or accomplish the same statutory purpose,
5. Whether the rule needs amendment or rescission to reduce regulatory burdens on individuals, businesses, or political subdivisions or eliminate unnecessary paperwork,

6. Whether the rule incorporates a text or other material by reference and, if so, whether the text or other material incorporated by reference meets the requirements of section 536.031, and
7. For rules that affect small business, the specific purpose or interest for adopting the rules and any other reasons to justify its continued existence.

**Public Comments:**

Please send your comments to the Water Protection Program via e-mail, or in a pdf attached to an e-mail, to the following staff members:

- Chapters 1, 2, 3, 6, and 7: Carol Garey, [carol.garey@dnr.mo.gov](mailto:carol.garey@dnr.mo.gov)
- Chapters 4 and 8: Pat Smith, [pat.smith@dnr.mo.gov](mailto:pat.smith@dnr.mo.gov)
- Chapter 9: Darlene Helmig [darlene.helmig@dnr.mo.gov](mailto:darlene.helmig@dnr.mo.gov)
- Chapter 14: Refaat Mefrakis [refaat.mefrakis@dnr.mo.gov](mailto:refaat.mefrakis@dnr.mo.gov)

**Clean Water Forum  
List of Clean Water Rules**

<http://www.sos.mo.gov/adrules/csr/csr.asp>

**Chapter 1-Organization**

- 10 CSR 20-1.010      Organization and Powers
- 10 CSR 20-1.020      Clean Water Commission Appeals and Requests for Hearings

**Chapter 2-Definitions**

- 10 CSR 20-2.010      Definitions

**Chapter 3-Enforcement**

- 10 CSR 20-3.010      Penalty Assessment Protocol

**Chapter 4-Grants and Loans**

- 10 CSR 20-4.010      Construction Grant and Loan Priority System
- 10 CSR 20-4.020      State Match Grant Program
- 10 CSR 20-4.021      State Construction Grant Program
- 10 CSR 20-4.022      Industrial Development Program
- 10 CSR 20-4.023      State Forty Percent Construction Grant Program
- 10 CSR 20-4.030      Grants for Sewer Districts and Certain Small Municipal Sewer Systems
- 10 CSR 20-4.040      State Revolving Fund General Assistance Regulation
- 10 CSR 20-4.041      Direct Loan Program
- 10 CSR 20-4.042      Leveraged Loan Program
- 10 CSR 20-4.043      Hardship Grant Program
- 10 CSR 20-4.049      State Match to State Revolving Fund Loan Program
- 10 CSR 20-4.050      Environmental Review
- 10 CSR 20-4.060      Storm Water Assistance Regulation
- 10 CSR 20-4.061      Storm Water Grant and Loan Program
- 10 CSR 20-4.070      Sales Tax Exemption

**Chapter 6-Permits**

- 10 CSR 20-6.010      Construction and Operating Permits
- 10 CSR 20-6.011      Fees
- 10 CSR 20-6.015      No-Discharge Permits
- 10 CSR 20-6.020      Public Participation, Hearings and Notice to Governmental Agencies
- 10 CSR 20-6.030      Disposal of Wastewater in Residential Housing Developments
- 10 CSR 20-6.060      Water Quality Certification
- 10 CSR 20-6.070      Groundwater Heat Pump Operating Permits
- 10 CSR 20-6.080      Signatures for Construction Permits, Operating Permits and Groundwater Heat Pump Injection/Withdrawal Wells

10 CSR 20-6.090	Class III Mineral Resources Injection/Production Well Operating Permits
10 CSR 20-6.100	General Pretreatment Regulation
10 CSR 20-6.200	Storm Water Regulations
10 CSR 20-6.300	Concentrated Animal Feeding Operations

### **Chapter 7-Water Quality**

10 CSR 20-7.015	Effluent Regulations
10 CSR 20-7.031	Water Quality Standards
10 CSR 20-7.050	Methodology for Development of Impaired Waters List

### **Chapter 8-Design Guides**

10 CSR 20-8.020	Design of Small Sewage Works
10 CSR 20-8.110	Engineering—Reports, Plans, and Specifications
10 CSR 20-8.120	Design of Gravity Sewers
10 CSR 20-8.130	Sewage Pumping Stations
10 CSR 20-8.140	Sewage Treatment Works
10 CSR 20-8.150	Screening, Grit Removal and Flow Equalization
10 CSR 20-8.160	Settling
10 CSR 20-8.170	Sludge Handling and Disposal
10 CSR 20-8.180	Biological Treatment
10 CSR 20-8.190	Disinfection
10 CSR 20-8.200	Wastewater Treatment Ponds (Lagoons)
10 CSR 20-8.210	Supplemental Treatment Processes
10 CSR 20-8.220	Land Treatment
10 CSR 20-8.300	Manure Storage Design Regulations
10 CSR 20-8.500	Secondary Containment for Agrichemical Facilities

### **Chapter 9-Treatment Plant Operations**

10 CSR 20-9.010	Wastewater Treatment Systems Operation Scope Monitoring
10 CSR 20-9.020	Classification of Wastewater Treatment Systems
10 CSR 20-9.030	Certification of Wastewater Operators
10 CSR 20-9.040	Renewal Training

### **Chapter 14-Concentrated Animal Feeding Operation Waste Management System Operations**

<b>10 CSR 20-14.010</b>	Classification of Concentrated Animal Feeding Operation Waste Management Systems
<b>10 CSR 20-14.020</b>	Certification of Concentrated Animal Feeding Operation Waste Management System Operators
<b>10 CSR 20-14.030</b>	Operator Training