

Missouri Clean Water Commission
Truman Hotel and Conference Center
1510 Jefferson Street
Jefferson City, Missouri 65109

September 5, 2012

Amendment to Effluent Regulations 10 CSR 20-7.015

Issue: The Department is developing a revision to 10 CSR 20-7.015 Effluent Regulations. This rulemaking is being undertaken in concert with the update to the Water Quality Standards regulation. To this end, the Department is informing the Clean Water Commission of the availability of a Regulatory Impact Report regarding the proposed changes to the regulation.

Background: The Department held several stakeholder meetings to discuss various options for this rule amendment. The primary purposes of the rulemaking include 1) revisions related to short-term E. Coli limits and E. Coli monitoring frequency, 2) revision to utilize the federal definition of bypass retaining the Department's current practice of regulating sanitary sewer overflows, 3) the establishment of a technology baseline to be used for the purpose of evaluating treatment alternatives for new or expanded discharges of nutrients, 4) the removal of deadlines for attaining phosphorus limits because they will have passed by the time the regulation is effective, 5) the addition of language that details the different authorities for placing limits in permits, 6) the addition of language that clarifies the practice of placing Whole Effluent Toxicity testing requirements in certain permits, and 7) several other minor changes that will serve to better organize the regulation or that will clarify current permitting practices.

The Department has prepared preliminary draft revisions to the WQS to address the above issues, to make the standards functionally equivalent to federal standards and to improve the clarity, specificity and effectiveness of the rule. Missouri's statutes require a RIR to be prepared and made available for public comment for 60 days prior to filing a proposed rule affecting the WQS. The Department intends to publish the draft RIR for public comment for 60 days beginning on or about September 1, 2012 as directed by the Commission.

Recommended Action: None.

Suggested Motion Language: None.

List of Attachments: None.