From:	GOLDSTEIN Meyer
To:	FLYNT Jennifer; SVELUND Greg
Cc:	ballast2016
Subject:	ballast2016 - opening rulemaking for public comment
Date:	Friday, April 15, 2016 11:13:36
Attachments:	image003.png

Hello.

We opened the notice and comment period for the ballast water program rulemaking today. Could we please distribute a news release and post on facebook and twitter.

Thank you.

Meyer Goldstein
DEQ Agency Rules Coordinator
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811 SW 6th Ave., Portland 97204
Telework Friday 7:00-4:00
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Questions about DEQ rulemaking procedures? Try looking here: DEQ Rulemaking Resources

The Oregon Department of Environmental Quality is proposing amendments to its administrative rules at OAR 340.

Summary

DEQ proposes the following changes to OAR 340, division number **143** that will:

- Require vessel operators to conduct a mid-ocean saltwater flush of empty ballast tanks prior to ballasting and subsequently de-ballasting from such tanks while in state waters, and
- Retain ballast water exchange requirements, in addition to meeting new federal ballast water discharge standards, for a subset of vessel arrivals that represent a high risk for transporting aquatic invasive species to low-salinity harbors in Oregon.

DEQ also proposes changes to OAR 340, division number **35,** DEQ noise control regulations. The changes will move tables and reference documents from a source that is external to the official published

version of the rules and incorporate those documents into the official published version of the rules on the Oregon Secretary of State's web page.

In 1991 the Oregon Legislature withdrew all funding for implementing and administering DEQ's noise regulations. (See OAR 340-035-0110.) DEQ therefore ended its noise control program, although the noise control regulations remain in effect. In response to budget reductions, DEQ no longer conducts a noise control program or enforces the noise control regulations. DEQ has no funding or program to respond to noise complaints, to provide advice about noise issues or to interpret the noise regulations. Local governments may choose to enforce the noise regulations.

The changes DEQ is proposing for the noise regulations are purely administrative to make it easier for the public to access information about these rules. These changes do not indicate any change in DEQ policy or practice concerning the noise regulations. DEQ still does not have a noise control program or have funding or the ability to enforce, apply or interpret the noise regulations, or to investigate noise issues or complaints.

Public Participation

DEQ will accept public comments on this proposed rulemaking until 4 pm on Monday, May 23, 2016.

DEQ will hold a public hearing on this proposed rulemaking as described below:

Wednesday, May 18, 2016, beginning at 3:00 p.m.
DEQ Headquarters
811 SW 6th Ave., 10th Floor, Room EQC A
Portland, OR 97204

Additional Information

To view copies of the notice documents, learn more about this rulemaking, and how to submit comments, you can view the rulemaking web page at: Ballast water rulemaking.

If you want to receive future email notices about this rulemaking, you must sign up at: DEQ GovDelivery.

You can also obtain more information about this rulemaking by contacting:

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