

**MISSISSIPPI COMMISSION ON ENVIRONMENTAL QUALITY  
MISSISSIPPI ENVIRONMENTAL QUALITY PERMIT BOARD**

**NOTICE OF PROPOSED RULEMAKING  
NOTICE OF PUBLIC HEARING PUBLIC**

**NOTICE START DATE: MAY 7, 2018  
DEADLINE FOR COMMENTS: JUNE 6, 2018  
PUBLIC HEARING DATE: JUNE 6, 2018**

Amendments to 11 Miss. Admin. Code Pt. 5, Ch. 2 Underground Storage Tank  
Regulations Technical Standards (UST-2) Commission Regulation  
and  
Amendments to 11 Miss. Admin. Code Pt. 5, Ch. 3 Underground Storage Tank  
Regulations for the Certification of Persons Who Install, Alter, and Remove  
Underground Storage Tanks (UST-3) Commission Regulations

PLEASE TAKE NOTE that the Mississippi Commission on Environmental Quality (“Commission”) is considering amendments to the 11 Miss. Admin. Code Pt. 5, Ch.2 Underground Storage Tank Regulations Technical Standards (UST-2) and the 11 Miss. Admin. Code Pt. 5, Ch. 3 Underground Storage Tank Regulations for the Certification of Persons Who Install, Alter, and Remove Underground Storage Tanks (UST-3).

**I. Substance of the Proposed Amendments**

1. The Mississippi Department of Environmental Quality (MDEQ), as staff of the Commission, prepared proposed amendments to the Underground Storage Tank Regulations Technical Standards (UST-2) to comply with federal regulations published July 15, 2015. These mandates include new or revised requirements for integrity testing for containment sumps, piping replacements, fuel type changes, release detection, and walkthrough monthly and annual inspections. The proposed amendments also include additional changes to enhance and protect human health, safety, and the environment. These proposed changes include requirements for airport hydrant systems and field constructed tanks, lender liability requirements to maintain USTs for future operation, and more specific reporting requirements. For all of the specific proposed changes, please review the proposed amendments, which are available as described below. This notice of rulemaking is provided pursuant to Miss. Code Ann. §§ 25-43-3.101, et seq., 49-17-25, and 49-17-413.
2. MDEQ, as staff of the Commission, also prepared proposed amendments to the Underground Storage Tank Regulations for the Certification of Persons Who Install, Alter, and Remove Underground Storage Tanks (UST-3). The proposed amendments provide two additional UST certification licensures, UST Technician and UST Cathodic Protection Tester, to ensure consistent, quality UST contractor services throughout the State while requiring the appropriate level of training, education, and testing prerequisites for applicants. For all of the specific proposed

changes, please review the proposed amendments, which are available as described below.

## II. Manner by which the Public may comment

The proposed amendments to the 11 Miss. Admin. Code Pt. 5, Ch. 2 Underground Storage Tank Regulations Technical Standards (UST-2) Commission Regulation and 11 Miss. Admin. Code Pt. 5, Ch. 3 Underground Storage Tank Regulations for the Certification of Persons Who Install, Alter, and Remove Underground Storage Tanks (UST-3) may be reviewed in the offices of the Mississippi Department of Environmental Quality (MDEQ), 515 E. Amite St., Jackson, Mississippi 39201 by contacting Mr. Lorenzo Boddie, Public Records Administrator at 601- 961-5171. For persons with internet access, the documents are available electronically by downloading from MDEQ's website at <https://www.mdeq.ms.gov/about-mdeq/public-notice-and-hearings/> under "Groundwater Assessment and Remediation Division Public Notices and Hearing". Copies of proposed regulations amendments are also available by contacting Lynn Chambers at 601-961-5117 to request a CD or paper copy that can be sent by mail.

Any interested party may submit comments regarding the proposed amendments to Commission Regulation UST-2 and UST-3 by submitting the comments in writing to Lynn Chambers, Mississippi Department of Environmental Quality, P.O. Box 2261, Jackson, Mississippi 39225 or by email (LChambers@mdeq.ms.gov). In order to be considered, written comments should be delivered to MDEQ by the end of business on Wednesday, June 6, 2018. Any written statements regarding the proposed regulation amendments will be a part of the public hearing record if received by 5:00 p.m., Wednesday, June 6, 2018. Members of the Public also may present verbal or written comments at the public hearing described below.

## III. Notice of Public Hearing

The hearing will be held on Wednesday, June 6, 2018, at 2:00 p.m. in the Commission Hearing Room (Room 104A) at the Mississippi Department of Environmental Quality, 515 East Amite Street, Jackson, Mississippi 39201.

## IV. Additional Information

For additional information, please contact Lynn Chambers, MDEQ, telephone (601) 961-5117 or e-mail LChambers@mdeq.ms.gov.