

**Department of State  
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Sequence Number: \_\_\_\_\_  
Notice ID(s): \_\_\_\_\_  
File Date: \_\_\_\_\_

# Notice of Rulemaking Hearing

*Hearings will be conducted in the manner prescribed by the Uniform Administrative Procedures Act, T.C.A. § 4-5-204. For questions and copies of the notice, contact the person listed below.*

<b>Agency/Board/Commission:</b>	Environment and Conservation
<b>Division:</b>	Water Resources
<b>Contact Person:</b>	Greg Denton
<b>Address:</b>	William R. Snodgrass Tennessee Tower 312 Rosa L. Parks Avenue, 11th Floor Nashville, Tennessee 37243
<b>Phone:</b>	(615) 532-0699
<b>Email:</b>	<a href="mailto:Gregory.Denton@tn.gov">Gregory.Denton@tn.gov</a>

*Any Individuals with disabilities who wish to participate in these proceedings (to review these filings) and may require aid to facilitate such participation should contact the following at least 10 days prior to the hearing:*

<b>ADA Contact:</b>	ADA Coordinator
<b>Address:</b>	William R. Snodgrass Tennessee Tower 312 Rosa L. Parks Avenue, 22nd Floor Nashville, Tennessee 37243
<b>Phone:</b>	1-866-253-5827 (toll free) or 615-532-0200 Hearing impaired callers may use the TN Relay Service 1-800-848-0298
<b>Email:</b>	<a href="mailto:Jennifer.Katzenmiller@tn.gov">Jennifer.Katzenmiller@tn.gov</a>

**Hearing Location(s)** (for additional locations, copy and paste table)

Address 1:	Multi-Media Room, 3rd Floor		
Address 2:	William R. Snodgrass Tennessee Tower 312 Rosa L. Parks Avenue		
City:	Nashville, Tennessee		
Zip:	37243		
Hearing Date:	10/27/2020		
Hearing Time:	1:00 P.M.	<input checked="" type="checkbox"/> CST/CDT	<input type="checkbox"/> EST/EDT

*Due to the Covid pandemic, citizens who wish to attend this hearing in person should be aware that mask wearing and social distancing within state buildings is mandatory. Additionally, citizens will have their temperatures checked at the security desk and will be asked a series of questions related to their health. Those unable or unwilling to comply with these restrictions are invited to participate remotely by computer.*

**Alternate Hearing Option (An electronic participation option is also available. If the In-Person Hearing is Prohibited or Otherwise Inappropriate the Hearing will be Electronic-Only)**

<b>Method 1:</b>	<b>You may also join electronically.</b>  <b>Join by going to this link:</b> <a href="https://tngov.webex.com/webappng/sites/tngov/meeting/download/68d06ecc92b1405db631a26c7db6621e?siteurl=tngov&amp;MTID=m99f1c6bb9b4bc5c8a01885c3b88e1875">https://tngov.webex.com/webappng/sites/tngov/meeting/download/68d06ecc92b1405db631a26c7db6621e?siteurl=tngov&amp;MTID=m99f1c6bb9b4bc5c8a01885c3b88e1875</a>
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	<b>Meeting number (access code): 171 899 4162</b> <b>Meeting password: 5k2AdTCnPh3</b>
<b>Method 2:</b>	<b>Join by phone</b> 1-415-655-0003 <b>Access code:</b> 171 899 4162  Global call-in numbers are available online at: <a href="#">Link for Global Call-in Numbers</a>

**Additional Hearing Information:**

**Tennessee Department of Environment and Conservation  
announces listening session on water quality standards**

***Triennial Review of Tennessee Water Quality Standards***

The Tennessee Department of Environment and Conservation (TDEC) will conduct a public listening session on October 27, 2020 at 1:00 -3:00 pm to solicit comments from the public regarding what revisions, if any, may be appropriate to Tennessee's water quality standards during a future formal rulemaking. The meeting will be in the Multi-Media Room on the third floor of the William R. Snodgrass Tennessee Tower in Nashville and will be computer conferenced with citizens across the state.

Water quality standards for surface waters are promulgated by the Tennessee Board of Water Quality, Oil, and Gas pursuant to Tenn. Code Ann. § 69-3-105, and include Stream-use Classifications for Surface Waters (Chapter 0400-40-04), General Water Quality Criteria (Rules 0400-40-03-.01 to -.05), and the Antidegradation Statement (Rule 0400-40-03-.06). The agency does not anticipate reopening classifications and criteria for ground water at this time.

The agency invites comments from interested parties and the public regarding any changes to water quality standards that the division should consider. Comments should include the topic for consideration, whether the topic is already covered by the standards, suggested revisions, and a basis for the suggested revisions. Any technical or scientific information, reports or data should be included.

This public hearing is being held pursuant to Tenn. Code Ann. § 4-5-204(e). TDEC will review the comments received and propose revisions to water quality standards at a later time. TDEC will hold a second public hearing following the future publication of proposed rulemaking. Comments from both public hearings will be combined and responses will be developed at that time.

The current version of the regulations can be accessed at the following web address:

<https://publications.tnsosfiles.com/rules/0400/0400-40/0400-40.htm>

Written comments regarding water quality standards are due no later than December 15, 2020. Written comments, as well as any questions, should be directed to:

Greg Denton  
Watershed Planning Unit  
Division of Water Resources  
11<sup>th</sup> Floor, Tennessee Tower  
312 Rosa L. Parks Ave.  
Nashville, TN 37243  
[gregory.denton@tn.gov](mailto:gregory.denton@tn.gov)  
615-532-0699 (phone)

**Revision Type (check all that apply):**

- Amendment  
 New

\_\_\_\_ Repeal

**Rule(s)** (**ALL** chapters and rules contained in filing must be listed. If needed, copy and paste additional tables to accommodate more than one chapter. Please enter only **ONE** Rule Number/Rule Title per row.)

<b>Chapter Number</b>	<b>Chapter Title</b>
0400-40-03	General Water Quality Criteria

<b>Chapter Number</b>	<b>Chapter Title</b>
0400-40-04	Use Classifications For Surface Waters

Place substance of rules and other info here. Statutory authority must be given for each rule change. For information on formatting rules go to <https://sos.tn.gov/products/division-publications/rulemaking-guidelines>.

In accordance with Tenn. Code Ann. § 4-5-204(e), the Tennessee Department of Environment and Conservation (TDEC) will conduct a public listening session to solicit comments from the public regarding what revisions, if any, may be appropriate to Tennessee's water quality standards during a future formal rulemaking. See the Additional Hearing Information Section of the notice for more details.

I certify that the information included in this filing is an accurate and complete representation of the intent and scope of rulemaking proposed by the agency.

Date: August 31, 2020

Signature: \_\_\_\_\_

Name of Officer: Jennifer Dodd

Title of Officer: Director

**Department of State Use Only**

Filed with the Department of State on: \_\_\_\_\_

\_\_\_\_\_  
Tre Hargett  
Secretary of State