

LCB File No. R092-04

**PROPOSED REGULATION OF THE STATE
ENVIRONMENTAL COMMISSION**

(NOTE: The language from this regulation is being integrated into R063-04)

Petition 2004 –21

Explanation- Matter in *italics* is new; matter in brackets ~~[omitted material]~~ is material to be omitted.

Authority: §1, NRS 445A.425

NAC 445A.257 Discharge from publicly owned treatment works without pretreatment program (NRS 445A.425)

1. Any industrial user who discharges into a publicly owned treatment works which does not have a state approved pretreatment program may be granted a permit by the state. The division of environmental protection ~~[shall]~~ *may* administer the program of pretreatment for any publicly owned treatment works that does not have a pretreatment program and shall ensure the compliance of each user of the program with the requirements of 33 U.S.C. §§ 1284(b), 1317 and 1318 and 40 C.F.R. §§ 401.10 et seq.

2. The Division of environmental protection of the state department of conservation and natural resources ~~[shall]~~ *may* administer the pretreatment program for any publicly owned treatment works which does not have a state approved pretreatment program and ensure compliance by any industrial user, subject to the pretreatment program with the requirements of sections 204(b), 307 and 308 of the Act. 33 U.S.C. §§ 1284(b), 1317 and 1318, and any regulations adopted thereunder.