

## RULE IMPACT STATEMENT

### TITLE 35. OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY CHAPTER 17. WATER QUALITY

(A) **PURPOSE OF THE PROPOSED RULE:**

The proposed rule amendments updates language on registration renewal and adds language on transferring a registered poultry operation; adds an additional waiver that applies to the property line setback and reduces; modifies the distance of setbacks detailed on a called map from one mile to a thousand feet; corrects misspelled words; adds additional language that requires poultry waste to be applied by an Oklahoma certified applicator; adds language for alternative methods for disposal of carcasses; removes certain requirements from record keeping; combine the definition of compost facility and facility; modifies the definition of source material to include thermophilic conditions; adds additional requirements to the application for a compost facility; adds requirements for transferring permits for compost facilities; modify requirements for siting of composting facilities in relation to flood plains, property boundaries, and streams; and adds additional requirements for closures of licensed compost facilities.

(B) **CLASSES OF PERSONS WHO MOST LIKELY WILL BE AFFECTED BY THE PROPOSED RULE AND ANY INFORMATION ON COST IMPACTS RECEIVED BY THE AGENCY FROM ANY PRIVATE OR PUBLIC ENTITIES:**

The proposed rules will primarily affect owners and operators of poultry feeding operations and compost operations.

(C) **PERSONS WHO WILL BENEFIT FROM THE PROPOSED RULE:**

The proposed rules will benefit owners and operators of poultry feeding operations and compost operations.

(D) **DESCRIPTION OF THE PROBABLE IMPACT OF THE PROPOSED RULE UPON AFFECTED CLASSES OF PERSONS:**

Owners and operators of poultry feeding operations will benefit from new regulations relating to transferring registrations and reducing record keeping requirements. Compost owners will benefit from the additional rules on closing a composting operation and the site of a composting operation.

(E) **PROBABLE COST AND BENEFITS TO AGENCY; SOURCE OF REVENUE FOR IMPLEMENTATION AND ENFORCEMENT OF THE PROPOSED RULE:**

There is no increased cost to the agency.

(F) **DETERMINATION OF WHETHER IMPLEMENTATION WILL HAVE ANY ECONOMIC IMPACT ON ANY POLITICAL SUBDIVISION OR REQUIRE THEIR COOPERATION IN IMPLEMENTING OR ENFORCING THE PROPOSED RULE:**

No economic effect on any political subdivision is anticipated by the proposed rule amendments.

- (G) **DETERMINATION OF WHETHER IMPLEMENTATION OF THE PROPOSED RULE WILL HAVE AN ADVERSE EFFECT ON SMALL BUSINESS AS PROVIDED BY THE OKLAHOMA SMALL BUSINESS REGULATORY FLEXIBILITY ACT:**  
No adverse impacts on small businesses are anticipated.
- (H) **DETERMINATION OF WHETHER THERE ARE LESS COSTLY METHODS OR NON-REGULATORY METHODS FOR ACHIEVING THE PURPOSE OF THE PROPOSED RULE:**  
No less costly or non-regulatory method is available.
- (I) **DETERMINATION OF THE EFFECT OF THE PROPOSED RULE ON THE PUBLIC HEALTH, SAFETY AND ENVIRONMENT:**  
The proposed rule amendments will not detrimentally affect the public health, safety, and environment.
- (J) **DETERMINATION OF ANY DETRIMENTAL EFFECT ON THE PUBLIC HEALTH, SAFETY AND ENVIRONMENT:**  
No detrimental effect upon the public health, safety, or environment is anticipated with the implementation of the proposed rule amendments.
- (K) **DATE RULE IMPACT STATEMENT WAS PREPARED:**  
This rule impact statement was prepared on November 14, 2023.