

Secretary of State Filing Data	For Filing Administrative Regulations R113-22	For Emergency Regulations Only Effective Date FILED NV.SDS Expiration Date 2024 APR 19 AM 8:27 Governor's Signature
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State Environmental Commission

Classification: Proposed [] Adopted By Agency [] Temporary [] Emergency [] Permanent [XX]

R113-22: This permanent regulation revises Nevada Administrative Code (NAC) 445A. The State Environmental Commission adopted permanent regulation R113-22RP1, which addresses Nevada's Water Quality Planning bureau. This regulation amends the NAC to include regulatory language to implement the antidegradation requirements set forth in Nevada Revised Statute (NRS) 445A.565 and comply with Clean Water Act (CWA) 40 Code of Federal Regulations (CFR) 131.12 requirements.

NRS 445A.565 requires that any surface waters of the State whose quality is higher than the applicable standards of water quality as of the date when those standards become effective must be maintained in their higher quality. This maintenance of water quality is referred to as antidegradation. Furthermore, the Federal CWA regulations require states to develop and adopt a statewide antidegradation policy and implementation methods consistent with specifications contained in Title 40 in the CFR 131.12.

Authority citation other than 233B:

§§ 1, 2 and 20-31, NRS 445A.425 and 445A.520; §§ 3-16, 19, 32, 33 and 36-38, NRS 445A.425 and 445A.465; § 17, NRS 445A.425, 445A.465 and 445A.565; § 18, NRS 445A.425, 445A.465 and 445A.475; § 34, NRS 445A.425, 445A.465 and 445A.500; § 35, NRS 445A.425, 445A.430, 445A.465 and 445A.480.

Notice date: February 14, 2024

Hearing date: March 21, 2024