

Air Quality Division

Water Quality Division

Waste Programs Division

Division	Title and Description
Water Quality	Advanced Water Purification
	<p>Amend existing “Direct Potable Reuse” terminology to align with the more up to date “Advanced Water Purification” terminology utilized by ADEQ in the associated rulemaking and program development activities; move existing statutory authority for the program and associated proposed new/amended language from Title 49 Chapter 2 Article 1 – General Provisions to Title 49 Chapter 2 Article 9 – Potable Water Systems; update inspection authority language to clarify that ADEQ has inspection and related authorities at AWP and drinking water facilities that are commensurate with the Department’s existing inspections authority for other programs such as Aquifer Protection Program (APP) and Arizona Pollutant Discharge Elimination System (AZPDES); establish authority to adopt rules to require source control measures for pollutants that are determined by the Director to interfere with the operation of an AWP facility or that may endanger public health.</p>
Water Quality	Onsite Wastewater Treatment Facilities; Permit Program
	<p>Amend Arizona Revised Statutes (A.R.S.) Title 49, Chapter 2 “Water Quality Control” to add Article 3.4 authorizing the On-site Wastewater Treatment Facility (OWTF) Program (separate from the current Aquifer Protection Permit Program), including associated rulemakings and fees; along with associated changes in Chapter 2 consistent with the new Article. Associated changes include:</p> <ul style="list-style-type: none"> - Establishment of a New Article in A.R.S. Title 49, Chapter 2 - Authority to Increase Operational and Inspection Requirements (renewable operating certificate, certification and training provisions)

Division	Title and Description
Waste Programs	Oil and Gas Permitting Fees & Tax Revenue
	<p>Amend A.R.S. § 27-513, 27-517, and 27-659 to provide the fees in these sections currently prescribed by statute shall be established in rule by ADEQ (\$25 permit fee, \$50 hearing fee, and \$25 application to drill). The \$25 permit fee is currently in statute and an updated permit fee will be proposed during a formal rulemaking and will be based on direct and indirect costs to ADEQ for issuing and administering oil and gas permits. The fee will be subject to a Consumer Price Index (CPI) adjustment. The updated permit fee will also be benchmarked against what other states with similar oil and gas programs charge. In addition, this proposal creates a new Oil and Gas Fee Fund, to be administered by the Department, which will receive the fees collected pursuant Chapter 4, Article 1, including the permit fee established by rule in accordance with §27-513. Finally, this proposal outlines further funding mechanisms ADEQ will explore, including allocating a portion of the transaction privilege tax (TPT) to the Oil and Gas Fee Fund and/or establishing a new production-based fee relating to oil and gas production operations.</p>
Waste Programs	Fund Consolidation - Hazardous Waste Management Fund; Emergency Response Fund
	<p>Amend ARS §§ 49-123, 49-132, and 49-927 to consolidate the uses and functions of the Emergency Response Fund (ERF) into the Hazardous Waste Management Fund (HWMF) and eliminate separate authorization for and references to the Emergency Response Fund.</p> <p><input checked="" type="checkbox"/> Tied to FY26 EBR - ADEQ is requesting an ongoing appropriation of \$132,800 to consolidate the ERF into the HWMF</p>
Air Quality	Omnibus - Open Burn Permitting Authority; Clarification
	<p>Amend A.R.S. §49-501 to clarify that when ADEQ has assumed jurisdiction pursuant to A.R.S. §49-402 of open burning in a county, ADEQ may delegate issuance of such permits and, in those circumstances, the enforcement provisions of article 2 of this chapter apply.</p>

Division	Title and Description
Waste Programs	Omnibus - Medical Sharps Labeling
	Amend A.R.S. §44-1341 (B) to require ADEQ to post instructions on the disposal of medical sharps on the department website.
Waste Programs	Omnibus - Waste Tire Program Termination Date Extension
	Amend §§44-1302 and 44-1305 to extend the repeal date from December 31, 2025 to December 31, 2028.
Air Quality	Omnibus - Voluntary Vehicle Repair Program Update
	Amend the statutory language in A.R.S. § 49-542(O) and 49-558.02 regarding the Voluntary Vehicle Repair Program (VVRP). The amendments will remove outdated language and program elements to alleviate ambiguity in order to assist customers and ensure the program is administered consistently.

For questions or additional information, please contact:

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