**74:51:01:37.01.  Antidegradation review public notice requirements.** For any discharge for which an antidegradation review is required by this chapter, the secretary shall allow for intergovernmental coordination and public participation by providing a public notice of the secretary's recommendation and findings in a daily or weekly newspaper which serves the affected area. The public notice shall follow the requirements of chapter 74:52:05. If a petition in accordance with chapter 74:50:02 contesting the secretary's recommendation is received by the department, a contested case hearing shall be held before the board. If the recommendation is not contested, that recommendation shall become the final determination on the review.

**Source:** 24 SDR 10, effective July 20, 1997; 31 SDR 29, effective September 13, 2004.

**General Authority:** SDCL 34A-2-11, 34A-2-93, 34A-2-113.

**Law Implemented:** SDCL 34A-2-22.