
State Water Resources Control Board

NOTICE OF PUBLIC AVAILABILITY OF CHANGES TO PROPOSED REGULATIONS REGARDING

TITLE 22. Social Security DIVISION 4. Environmental Health CHAPTER 15 – Domestic Water Quality and Monitoring Regulations

SUBJECT: HEXAVALENT CHROMIUM MAXIMUM CONTAMINANT LEVEL (SWRCB-DDW-21-003)

NOTICE IS HEREBY GIVEN that the State Water Resources Control Board (State Water Board) has changed the text of the proposed Hexavalent Chromium Maximum Contaminant Level (MCL) regulations and is making the changed text available for public comment prior to adoption of the resulting regulations. The State Water Board has also prepared an Addendum to the Initial Statement of Reasons (ISOR) and is making both the changes to the proposed regulatory text and the Addendum to the ISOR available for public comment.

CHANGES TO THE PROPOSED REGULATORY TEXT

The proposed text with the new changes clearly illustrated is available, with additional proposed regulation text indicated by a double underline and deleted proposed regulation text indicated by a ~~double strikethrough~~. For the internet posting of this notice, the regulation text is posted as a separate document in conjunction with this public notice.

CHANGES TO COMPLIANCE PLAN AND PUBLIC NOTIFICATION REQUIREMENTS

The proposed text has been modified to (1) remove the requirement that a water system describe how it would comply by the applicable compliance deadline and (2) require increased public notification for hexavalent chromium MCL exceedances prior to the applicable compliance deadline.

WRITTEN COMMENT PERIOD AND SUBMITTAL OF COMMENTS

Any interested person, or their representative, may submit written comments on the changes to the proposed regulations. Government Code section 11346.8(c) requires that changes sufficiently related to the originally proposed text be made available to the public for an additional 15-day comment period. Any written comments pertaining to the changes to the proposed regulations, regardless of method of transmittal, must be received by the Clerk by **12:00 p.m. (noon) on December 15, 2023**. Comments received after this time will not be considered timely. Written comments may be submitted via any of the following methods:

E. JOAQUIN ESQUIVEL, CHAIR | EILEEN SOBECK, EXECUTIVE DIRECTOR

1. By electronic mail to: commentletters@waterboards.ca.gov;
2. By facsimile (“fax”) transmission to: (916) 341-5620;
3. By mail to:
Courtney Tyler, Clerk to the Board
State Water Resources Control Board
P.O. Box 100
Sacramento, CA 95812-2000; or
4. By hand-delivery to:
Courtney Tyler, Clerk to the Board
State Water Resources Control Board
1001 I Street, 24th Floor
Sacramento, CA 95814.

To facilitate timely identification and review, please identify the action by using the State Water Board regulation package identifier, **“SWRCB-DDW-21-003: Hexavalent Chromium MCL”** in any written comments.

The State Water Board requests but does not require that written comments sent by mail or hand-delivered be submitted in triplicate.

The State Water Board requests but does not require that, if reports or articles in excess of 25 pages are submitted in conjunction with the comments, the commenter provide a summary of the report or article and describe the reason for which the report or article is being submitted or its relevance to the proposed regulation.

All comments, including e-mail or fax transmissions, should include the author’s name and U.S. Postal Service mailing address in order for the State Water Board to provide copies of any notices for proposed changes to the regulation text or rulemaking file on which additional comments may be solicited. Please note that under the California Public Records Act (Gov. Code, §7920.000 et seq.), written and oral comments, attachments, and associated contact information (e.g., your address, phone, email) become part of the public record and can be released to the public upon request.

Due to the limitations of the e-mail system, emails larger than 15 megabytes (MB) may be rejected and will not be delivered and received by the State Water Board. Therefore, emails larger than 15 MB should be submitted under separate emails or via another form of delivery.

SPECIAL ACCOMMODATION REQUEST

Consistent with California Government Code Section 7296.2, special accommodation or language needs may be provided for any of the following:

- Documents made available in an alternative format or another language;
- Disability-related reasonable accommodation.

To request these special accommodations or language needs, please contact the Clerk to the Board at (916) 341-5600 as soon as possible, but no later than **December 15, 2023**. TTY/TDD/Speech to Speech users may dial 711 for the California Relay Service.

SI NECESITA ARREGLOS ESPECIALES

Conforme a la Sección 7296.2, del Código del Gobierno de California, los siguientes servicios o arreglos especiales pueden ser solicitados:

- Documentos en otro idioma o en un formato alternativo;
- Arreglos razonables relacionados a una discapacidad.

Para pedir estos arreglos especiales o servicios en otro idioma, puede contactar a la Secretaria de la Junta (Board) al (916) 341-5600 lo más pronto posible, pero antes del día **15 de diciembre de 2023**. Los usuarios del Sistema TTY/TDD/Voz-a-Voz pueden marcar el 7-1-1 para utilizar el California Relay Service.

STATE WATER BOARD CONTACT PERSONS

Requests for copies of the proposed regulatory text, the Initial Statement of Reasons, subsequent modifications of the proposed regulatory text, or other inquiries concerning the proposed action may be directed to:

Melissa Hall, P.E.
Senior Water Resource Control Engineer
State Water Resources Control Board, Division of Drinking Water
Telephone: (916) 323-0373
Email address: melissa.hall@waterboards.ca.gov

In the event Miss Hall is not available to respond, please contact:

Bethany Robinson, PhD, P.E.
Water Resource Control Engineer
State Water Resources Control Board, Division of Drinking Water
Telephone: (510) 620-6285
Email address: bethany.robinson@waterboards.ca.gov

AVAILABILITY OF DOCUMENTS ON THE INTERNET

Copies of documents pertaining to the proposed regulations may be found on the State Water Board's Web site at the Division of Drinking Water's Hexavalent Chromium MCL Internet Web Page at

https://www.waterboards.ca.gov/drinking_water/certlic/drinkingwater/SWRCBDDW-21-003_hexavalent_chromium.html.

November 22, 2023
Date



Courtney Tyler
Clerk to the Board