POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

1) <u>Heading of the Part</u>: Primary Drinking Water Standards

RECEIVED

STATE OF ILLINOIS Pollution Control Board

JUN 2 4 2015

2) <u>Code Citation</u>: 35 Ill. Adm. Code 611

Section Numbers:

Proposed Actions:

Amendment

611.125 611.858

3)

New Section

- 4) <u>Statutory Authority</u>: Sections 17, 27 and 28 of the Illinois Environmental Protection Act [415 ILCS 5/10 and 27]
- A Complete Description of the Subjects and Issues Involved: These amendments update the current fluoride standard to reflect the recent recommendation by the United States Department of Health and Human Services. For a more detailed description, please see the Board's opinion and order of June 4, 2015 in R15-23 Amendment to Primary Drinking Water Standards: 35 Ill. Adm. Code 611.
- 6) Published studies or reports, and sources of underlying data, used to compose this rulemaking: None
- 7) Will this rulemaking replace an emergency rule currently in effect? No
- 8) Does this rulemaking contain an automatic repeal date? No
- 9) Does this rulemaking contain incorporations by reference? No
- 10) Are there any other rulemakings pending on this Part?
- 11) <u>Statement of Statewide Policy Objectives</u>: This proposed rule does not create or enlarge a State mandate, as defined in Section 3(b) of the State Mandates Act. [30 ILCS 805/3(b) (2014)]
- Time, Place and Manner in which interested persons may comment on this proposed rulemaking: The Board will accept written public comments on this proposal for a period of at least 45 days after the date of publication in the *Illinois Register*. Public comments must be filed with the Clerk of the Board. Public comments should reference Docket R15-23 and be addressed to:

Clerk's Office Illinois Pollution Control Board

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JRTC 100 W. Randolph St., Suite 11-500 Chicago IL 60601

Public comments may also be filed electronically through the Clerk's Office On-Line (COOL) on the Board's website at www.ipcb.state.il.us.

Interested persons may request copies of the Board's opinion and order in R15-23 by calling the Clerk's office at 312/814-3620, or may download copies from the Board's Web site at www.ipcb.state.il.us.

For more information, contact hearing officer Marie Tipsord at 312/814-4925 or by e-mail at Marie.Tipsord@illinois.gov.

- 13) <u>Initial Regulatory Flexibility Analysis:</u>
 - A) Types of small businesses, small municipalities and not-for-profit corporations affected: Any business that operates a community water supply system including small municipalities that add fluoride to drinking water will realize a cost savings.
 - B) Reporting, bookkeeping or other procedures required for compliance: None
 - C) Types of professional skills necessary for compliance: None
- 14) Regulatory Agenda on which this rulemaking was summarized:

The full text of the Proposed Amendments begins on the next page:

Section

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

TITLE 35: ENVIRONMENTAL PROTECTION SUBTITLE F: PUBLIC WATER SUPPLIES CHAPTER I: POLLUTION CONTROL BOARD

PART 611 PRIMARY DRINKING WATER STANDARDS

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611.105	Electronic Reporting	
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611.108	Delegation to Local Government	
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611.111	Relief Equivalent to SDWA Section 1415(a) Variances	
611.112	Relief Equivalent to SDWA Section 1416 Exemptions	
611.113	Alternative Treatment Techniques	
611.114	Siting Requirements	
611.115	Source Water Quantity	
611.120	Effective Dates	
611.121	Maximum Contaminant Levels and Finished Water Quality	
611.125	Fluoridation Requirement	
611.126	Prohibition on Use of Lead	
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611.131	Relief Equivalent to SDWA Section 1415(e) Small System Var	iance
611.160	Composite Correction Program	
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SUBPART B: FILTRATION AND DISINFECTION

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611.201	Requiring a Demonstration
611.202	Procedures for Agency Determinations

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611.212	Groundwater under Direct Influence of Surface Water
611.213	No Method of HPC Analysis
611.220	General Requirements
611.230	Filtration Effective Dates
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611.261	Unfiltered PWSs: Reporting and Recordkeeping
611.262	Filtered PWSs: Reporting and Recordkeeping
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611.280	Point-of-Entry Devices
611.290	Use of Point-of-Use Devices or Bottled Water
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	SUBPART F: MAXIMUM CONTAMINANT LEVELS (MCLs) AND MAXIMUM RESIDUAL DISINFECTANT LEVELS (MRDLs)
Section 611.300 611.301 611.310	Old MCLs for Inorganic Chemical Contaminants Revised MCLs for Inorganic Chemical Contaminants State-Only Maximum Contaminant Levels (MCLs) for Organic Chemical Contaminants

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611.311	Revised MCLs for Organic Chemical Contaminants
611.312	Maximum Contaminant Levels (MCLs) for Disinfection Byproducts (DBPs)
611.313	Maximum Residual Disinfectant Levels (MRDLs)
611.320	Turbidity (Repealed)
611.325	Microbiological Contaminants
611.330	Maximum Contaminant Levels for Radionuclides
611.331	Beta Particle and Photon Radioactivity (Repealed)
	SUBPART G: LEAD AND COPPER
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611.350	General Requirements
611.351	Applicability of Corrosion Control
611.352	Corrosion Control Treatment
611.353	Source Water Treatment
611.354	Lead Service Line Replacement
611.355	Public Education and Supplemental Monitoring
611.356	Tap Water Monitoring for Lead and Copper

Monitoring for Water Quality Parameters Monitoring for Lead and Copper in Source Water

611.359 Analytical Methods

611.360 Reporting

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SUBPART I: DISINFECTANT RESIDUALS, DISINFECTION BYPRODUCTS, AND DISINFECTION BYPRODUCT PRECURSORS

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611.380	General Requirements
611.381	Analytical Requirements
611.382	Monitoring Requirements
611.383	Compliance Requirements
611.384	Reporting and Recordkeeping Requirements
611.385	Treatment Technique for Control of Disinfection Byproduct (DBP) Precursors

SUBPART K: GENERAL MONITORING AND ANALYTICAL REQUIREMENTS

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611.480	Alternative Analytical Techniques

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611.490 611.491	Certified Laboratories Laboratory Testing Equipment
611.500 611.510	Consecutive PWSs Special Monitoring for Unregulated Contaminants (Repealed)
	SUBPART L: MICROBIOLOGICAL MONITORING AND ANALYTICAL REQUIREMENTS
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611.521	Routine Coliform Monitoring
611.522	Repeat Coliform Monitoring
611.523	Invalidation of Total Coliform Samples
611.524	Sanitary Surveys
611.525	Fecal Coliform and E. Coli Testing
611.526	Analytical Methodology
611.527	Response to Violation
611.528	Transition from Subpart L to Subpart AA Requirements
611.531 611.532	Analytical Requirements Unfiltered PWSs
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611.560	Turbidity
SUBPART N: INORGANIC MONITORING AND ANALYTICAL REQUIREMENTS	
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611.591	Violation of a State MCL
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611.601	Monitoring Frequency
611.602	Asbestos Monitoring Frequency
611.603	Inorganic Monitoring Frequency
611.604	Nitrate Monitoring
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611.606	Confirmation Samples
611.607	More Frequent Monitoring and Confirmation Sampling

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611.608	Additional Optional Monitoring
611.609	Determining Compliance
611.610	Inorganic Monitoring Times
611.611	Inorganic Analysis
611.612	Monitoring Requirements for Old Inorganic MCLs
611.630	Special Monitoring for Sodium
611.631	Special Monitoring for Inorganic Chemicals (Repealed)

SUBPART O: ORGANIC MONITORING AND ANALYTICAL REQUIREMENTS

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611.640	Definitions
611.641	Old MCLs
611.645	Analytical Methods for Organic Chemical Contaminants
611.646	Phase I, Phase II, and Phase V Volatile Organic Contaminants
611.647	Sampling for Phase I Volatile Organic Contaminants (Repealed)
611.648	Phase II, Phase IIB, and Phase V Synthetic Organic Contaminants
611.650	Monitoring for 36 Contaminants (Repealed)
611.657	Analytical Methods for 36 Contaminants (Repealed)
611.658	Special Monitoring for Organic Chemicals (Repealed)

SUBPART P: THM MONITORING AND ANALYTICAL REQUIREMENTS (REPEALED)

Section	
611.680	Sampling, Analytical, and other Requirements (Repealed)
611.683	Reduced Monitoring Frequency (Repealed)
611.684	Averaging (Repealed)
611.685	Analytical Methods (Repealed)
611.686	Modification to System (Repealed)
611.687	Sampling for THM Potential (Repealed)
611.688	Applicability Dates (Repealed)

SUBPART Q: RADIOLOGICAL MONITORING AND ANALYTICAL REQUIREMENTS

Section	
611.720	Analytical Methods
611.731	Gross Alpha
611.732	Beta Particle and Photon Radioactivity
611.733	General Monitoring and Compliance Requirements

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SUBPART R: ENHANCED FILTRATION AND DISINFECTION: SYSTEMS THAT SERVE 10,000 OR MORE PEOPLE

Section 611.740 611.741 611.742 611.743 611.744 611.745	General Requirements Standards for Avoiding Filtration Disinfection Profiling and Benchmarking Filtration Filtration Sampling Requirements Reporting and Recordkeeping Requirements
	SUBPART S: GROUNDWATER RULE
Section	SOBITIKI S. GROCHD WITHKROLL
611.800	General Requirements and Applicability
611.801	Sanitary Surveys for GWS Suppliers
611.802	Groundwater Source Microbial Monitoring and Analytical Methods
611.803	Treatment Technique Requirements for GWS Suppliers
611.804	Treatment Technique Violations for GWS Suppliers
611.805	Reporting and Recordkeeping for GWS Suppliers
	SUBPART T: REPORTING AND RECORDKEEPING
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611.830	Applicability
611.831	Monthly Operating Report
611.832	Notice by Agency (Repealed)
611.833	Cross Connection Reporting
611.840	Reporting
611.851	Reporting MCL, MRDL, and other Violations (Repealed)
611.852	Reporting other Violations (Repealed)
611.853	Notice to New Billing Units (Repealed)
611.854	General Content of Public Notice (Repealed)
611.855	Mandatory Health Effects Language (Repealed)
611.856 611.858	Fluoride Notice (Repealed) Fluoride Secondary Standard
611.860	Fluoride Secondary Standard Record Maintenance
611.870	List of 36 Contaminants (Repealed)
011.070	List of 50 Contaminants (Repeated)

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611.882	Compliance Dates
611.883	Content of the Reports
611.884	Required Additional Health Information
611.885	Report Delivery and Recordkeeping
SUB	PART V: PUBLIC NOTIFICATION OF DRINKING WATER VIOLATIONS
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611.901	General Public Notification Requirements
611.902	Tier 1 Public Notice: Form, Manner, and Frequency of Notice
611.903	Tier 2 Public Notice: Form, Manner, and Frequency of Notice
611.904	Tier 3 Public Notice: Form, Manner, and Frequency of Notice
611.905	Content of the Public Notice
611.906	Notice to New Billing Units or New Customers
611.907	Special Notice of the Availability of Unregulated Contaminant Monitoring Results
611.908	Special Notice for Exceedence of the Fluoride Secondary Standard
611.909	Special Notice for Nitrate Exceedences above the MCL by a Non-Community
	Water System
611.910	Notice by the Agency on Behalf of a PWS
611.911	Special Notice for Cryptosporidium
	SUBPART W: INITIAL DISTRIBUTION SYSTEM EVALUATIONS
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611.920	General Requirements
611.921	Standard Monitoring
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611.923	40/30 Certification
611.924	Very Small System Waivers
611.925	Subpart Y Compliance Monitoring Location Recommendations

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611.950	General Requirements
611.951	Finished Water Reservoirs
611.952	Additional Watershed Control Requirements for Unfiltered Systems
611.953	Disinfection Profile
611.954	Disinfection Benchmark
611.955	Combined Filter Effluent Turbidity Limits
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611.957	Reporting and Recordkeeping Requirements
SUB	PART Y: STAGE 2 DISINFECTION BYPRODUCTS REQUIREMENTS
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611.970	General Requirements
611.971	Routine Monitoring
611.972	Subpart Y Monitoring Plan
611.973	Reduced Monitoring
611.974	Additional Requirements for Consecutive Systems
611.975	Conditions Requiring Increased Monitoring
611.976	Operational Evaluation Levels
611.977	Requirements for Remaining on Reduced TTHM and HAA5 Monitoring Based on
	Subpart I Results
611.978	Requirements for Remaining on Increased TTHM and HAA5 Monitoring Based
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611.979	Reporting and Recordkeeping Requirements
SI	UBPART Z: ENHANCED TREATMENT FOR CRYPTOSPORIDIUM
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611.1000	General Requirements
611.1001	Source Water Monitoring Requirements: Source Water Monitoring
611.1002	Source Water Monitoring Requirements: Sampling Schedules
611.1003	Source Water Monitoring Requirements: Sampling Locations
611.1004	Source Water Monitoring Requirements: Analytical Methods
611.1005	Source Water Monitoring Requirements: Approved Laboratories
611.1006	Source Water Monitoring Requirements: Reporting Source Water Monitoring Results
611.1007	Source Water Monitoring Requirements: Grandfathering Previously Collected

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611.1008	Disinfection Profiling and Benchmarking Requirements: Requirements When
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611.1009	Disinfection Profiling and Benchmarking Requirements: Developing the
	Disinfection Profile and Benchmark
611.1010	Treatment Technique Requirements: Bin Classification for Filtered Systems
611.1011	Treatment Technique Requirements: Filtered System Additional Cryptosporidium
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	Treatment Requirements
611.1013	Treatment Technique Requirements: Schedule for Compliance with
	Cryptosporidium Treatment Requirements
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611.1020	Requirements for Microbial Toolbox Components: Inactivation Toolbox
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611.1021	Reporting and Recordkeeping Requirements: Reporting Requirements
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611.1054	Routine Monitoring Requirements for Non-CWSs That Serve 1,000 or Fewer
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611.1055	Routine Monitoring Requirements for CWSs That Serve 1,000 or Fewer People
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611.APPEND	OIX G	NPDWR Violations and Situations Requiring Public Notice
611.APPEND	OIX H	Standard Health Effects Language for Public Notification
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611.TABLE	G	Summary of Section 611.357 Monitoring Requirements for Water Quality
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611.TABLE I	H	CT Values (mg·min/ ℓ) for Cryptosporidium Inactivation by Chlorine
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611.TABLE I	[CT Values (mg·min/ ℓ) for Cryptosporidium Inactivation by Ozone
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611.TABLE 2	Z	Federal Effective Dates

AUTHORITY: Implementing Sections 7.2, 17, and 17.5 and authorized by Section 27 of the Environmental Protection Act [415 ILCS 5/7.2, 17, 17.5, and 27].



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183	611.684	Averaging (Repealed)
184	611.685	Analytical Methods (Repealed)
185	611.686	Modification to System (Repealed)
186	611.687	Sampling for THM Potential (Repealed)
187	611.688	Applicability Dates (Repealed)
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273		SISIBING SERVING IE WERTHIN 10,000 IEOIEE
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299		
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335		Components
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348		_	e Using Only Groundwater
349	611.1055		ne Monitoring Requirements for CWSs That Serve 1,000 or Fewer People
350		_	Only Groundwater
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352			People
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354	611.1058		t Monitoring and E. coli Requirements
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381	(11 7 1 7 1 7 1	.	Dioxide CTAN 1 (a) for G and 1 (b) for G
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386			

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AUTHORITY: Implementing Sections 7.2, 17, and 17.5 and authorized by Section 27 of the
387
388
       Environmental Protection Act [415 ILCS 5/7.2, 17, 17.5, and 27].
389
390
       SOURCE: Adopted in R88-26 at 14 Ill. Reg. 16517, effective September 20, 1990; amended in
       R90-21 at 14 Ill. Reg. 20448, effective December 11, 1990; amended in R90-13 at 15 Ill. Reg.
391
       1562, effective January 22, 1991; amended in R91-3 at 16 Ill. Reg. 19010, effective December 1,
392
393
       1992; amended in R92-3 at 17 Ill. Reg. 7796, effective May 18, 1993; amended in R93-1 at 17
394
       Ill. Reg. 12650, effective July 23, 1993; amended in R94-4 at 18 Ill. Reg. 12291, effective July
395
       28, 1994; amended in R94-23 at 19 Ill. Reg. 8613, effective June 20, 1995; amended in R95-17
396
       at 20 Ill. Reg. 14493, effective October 22, 1996; amended in R98-2 at 22 Ill. Reg. 5020,
397
       effective March 5, 1998; amended in R99-6 at 23 Ill. Reg. 2756, effective February 17, 1999;
398
       amended in R99-12 at 23 Ill. Reg. 10348, effective August 11, 1999; amended in R00-8 at 23 Ill.
399
       Reg. 14715, effective December 8, 1999; amended in R00-10 at 24 Ill. Reg. 14226, effective
400
       September 11, 2000; amended in R01-7 at 25 Ill. Reg. 1329, effective January 11, 2001;
401
       amended in R01-20 at 25 Ill. Reg. 13611, effective October 9, 2001; amended in R02-5 at 26 Ill.
402
       Reg. 3522, effective February 22, 2002; amended in R03-4 at 27 Ill. Reg. 1183, effective January
403
       10, 2003; amended in R03-15 at 27 Ill. Reg. 16447, effective October 10, 2003; amended in
404
       R04-3 at 28 Ill. Reg. 5269, effective March 10, 2004; amended in R04-13 at 28 Ill. Reg. 12666,
       effective August 26, 2004; amended in R05-6 at 29 Ill. Reg. 2287, effective January 28, 2005;
405
406
       amended in R06-15 at 30 Ill. Reg. 17004, effective October 13, 2006; amended in R07-2/R07-11
       at 31 Ill. Reg. 11757, effective July 27, 2007; amended in R08-7/R08-13 at 33 Ill. Reg. 633,
407
       effective December 30, 2008; amended in R10-1/R10-17/R11-6 at 34 III. Reg. 19848, effective
408
       December 7, 2010; amended in R12-4 at 36 Ill. Reg. 7110, effective April 25, 2012; amended in
409
       R13-2 at 37 Ill. Reg. 1978, effective February 4, 2013; amended in R14-8 at 38 Ill. Reg. 3608,
410
       effective January 27, 2014; amended in R14-9 at 38 Ill. Reg. 9792, effective April 21, 2014;
411
       amended in R15-6 at 39 Ill. Reg. 3713, effective February 24, 2015; amended in R15-23 at 39 Ill.
412
413
       Reg. , effective .
414
415
                                         SUBPART A: GENERAL
416
417
       Section 611.125 Fluoridation Requirement
418
419
       All CWSs that are required to add fluoride to the water must maintain a fluoride ion
420
       concentration, reported as F, of 0.7 0.9 to 1.2-mg/L& in its distribution system, as required by
421
       Section 7a of the Public Water Supply Regulation Act [415 ILCS 40/7a].
422
423
       BOARD NOTE: This is an additional State requirement.
424
              (Source: Amended at 39 Ill. Reg. _____, effective _____)
425
426
427
                           SUBPART T: REPORTING AND RECORDKEEPING
428
429
       Section 611.858 Fluoride Secondary Standard (Repealed)
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430	
431	The secondary standard for fluoride is 2.0 mg/L.
432	
433	BOARD NOTE: Derived from 40 CFR 143.3 (2014).
434	
435	(Source: Old Section repealed at 39 Ill. Reg. 1329 and new Section added at 39 Ill. Reg
436	, effective)