

## **Board Adopts Second-Notice To Make Technical Corrections to Fluoride and Manganese Water Quality Standards Amendments Amended in Docket R11-18**

The Board, on April 18, 2013, adopted a second-notice opinion and order in rulemaking to make technical corrections to recently-adopted amendments to 35 Ill. Adm. Code 302.208, published in the *Illinois Register* at 36 Ill. Reg. 18863 (Dec. 28, 2012). *See In the Matter of: Triennial Review of Water Quality Standards for Boron, Fluoride and Manganese: Amendments to 35 Ill. Adm. Code 301.106, 302.Subparts B, C, E, F and 303.312, R11-18* (Nov. 15, 2012). The Board opened a corrections subdocket captioned Technical Corrections to Triennial Review of Water Quality Standards Amendments for Fluoride and Manganese: Amendments to 35 Ill. Adm. Code 302.208 (b) and (e), R11-18(B) (Feb.7, 2013).

This subdocket was opened for the limited purpose of making two changes to Section 302.208, to correct scrivener's errors that occurred during the rulemaking process. The errors occurred in the reporting requirements for the fluoride and manganese water quality standards. The Board believes that failure to promptly propose correction to the standards could result in unintended problems for dischargers in monitoring, reporting, and demonstrating compliance with rules that are arguably ambiguous. The intended amendments were those discussed at the three public hearings held in R11-18.

The first notice comment period ended April 9, 2013, and the only public comment received was that filed by the IEPA. The IEPA agrees with the need for the changes specified in the first notice, and suggests correction of an additional typographical error appearing in a formula in Section 302.208(e) for lead (dissolved). The Board agreed that the third set of changes should appropriately be made.

The Board does not intend to hold additional hearings, as none were requested during the first notice comment period.

Opinions and orders of the Board, hearing transcripts, and other documents in rulemaking records are posted on the Board's Web site and may be downloaded from the Web without charge. Hard copies may be obtained from the Clerk's office upon payment of reproduction fees as prescribed by Section 6 of the Freedom of Information Act [5 ILCS 140/6].

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In addition, documents may be obtained through COOL at [www.ipcb.state.il.us](http://www.ipcb.state.il.us).

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