



STATE OF IDAHO

OFFICE OF THE ATTORNEY GENERAL

LAWRENCE G. WASDEN

January 19, 2022

Dan Opalski, Director
Office of Water and Watersheds
U.S. EPA Region 10
1200 6th Ave.
Seattle, WA 98101

Re: Attorney General Certification of Revised Idaho Water Quality Standards,
Docket No. 58-0102-1802

Dear Mr. Opalski:

I have reviewed the process by which the Idaho Board of Environmental Quality (Board) adopted revisions to the Idaho Water Quality Standards (Docket No. 58-0102-1802) and hereby certify that the revisions were duly adopted pursuant to Idaho law.

Consistent with provisions of the Idaho Administrative Procedure Act for public participation, the Department of Environmental Quality (DEQ) used a negotiated rulemaking process that included two meetings with stakeholders to develop the rule language. During the negotiated rulemaking process, stakeholders provided verbal and written comments to DEQ. A public hearing pursuant to Idaho Code § 67-5222(2) was not requested nor held; however, the public had an additional opportunity to provide the Board verbal comments on the proposed rule during the Board's meeting on November 14, 2018.

These revisions to the Idaho Water Quality Standards were approved by the Idaho Legislature, became final and effective on April 11, 2019, and are currently effective as temporary rules. If necessary, DEQ will utilize the temporary rule process to ensure the Docket No. 58-0102-1802 revisions remain in effect under Idaho law.

Please do not hesitate to contact me with any questions regarding this rulemaking or this certification.

Sincerely,

A handwritten signature in blue ink, appearing to read "Mark Cecchini-Beaver".

Mark Cecchini-Beaver
Deputy Attorney General

c: Mary Anne Nelson, DEQ