

58.01.24 Rulemaking

Risk Based Corrective Action Rules

Meeting 3



STATE OF IDAHO
DEPARTMENT OF
ENVIRONMENTAL QUALITY

Agenda

- Review public comments
- Go over rule changes from meeting 2



Comment 1

The transfer of the hazardous materials rules from the Water Quality Standards into the risk rules will cause confusion for the regulated community.

Response 1

The hazardous material rules (800, 849, 850) were removed from the risk rules and the title and scope was updated. Sections 851 and 852 (now sections 60 and 61) are petroleum-only rules and were retained.

Comment 2

The exposure factor section at 300.01.e should be revised to state that EPA's calculators are appropriate sources but others can be used if justified.

Response 2

This change was accepted.

Comment 3

Table 800 should be modified to show that some COIs do not have vapor intrusion data.

Benzo(a)anthracene should also be included because it cannot meet laboratories' reporting limits.

Response 3

The table modifications have been accepted with the exception of benzo(a)anthracene. Although the technology isn't practical right now, it may be in the near future. However, DEQ will evaluate benzo(a)anthracene on a case-by-case basis. The draft risk evaluation manual will provide detailed information and there will be opportunities to comment and provide input.

Comment 4

PSTF is concerned its role in making changes to the risk evaluation manual could be diminished and offers proposed language.

Response 4

This change was accepted.

Rulemaking Schedule

Comment Deadline

May 16

Proposed Rule

Summer 2024

Comment Deadline

about 21 days later

Comments To:

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