

State of Ohio
Environmental Protection Agency

PUBLIC NOTICE

January 22, 2009

Request for Comment on Draft Rules

Notice is hereby given that the Ohio Environmental Protection Agency, Division of Drinking and Ground Waters (DDAGW) is proposing revisions to Chapter 3745-89 of the Ohio Administrative Code (OAC), which sets forth the requirements for laboratory certification. The draft rules are, in part, a result of the five year rule review requirements of Section 119.032 of the Revised Code.

The division has drafted amendments to two laboratory certification rules. The draft revisions to OAC rule 3745-89-06 will allow the division to deny, suspend or revoke an analyst's laboratory certificate if their operator certificate is suspended or revoked for reasons other than falsification, and will require revocation of an analyst's laboratory certificate if their operator certificate is suspended or revoked for falsification. The draft revisions to OAC rule 3745-89-08 will require certified laboratories to report data electronically and submit lead and copper data on individual sample reports beginning July 1, 2010.

As part of the rule-making process, the Agency is required by Section 121.39 of the Ohio Revised Code to consult with organizations that represent political subdivisions, environmental interests, business interests, and others affected by the rules. The Agency is offering you and your organization the opportunity to comment on these rules before the division adopts them.

To obtain a copy of the proposed rules, contact Flo Sellu at Ohio EPA at (614) 644-2916 or email at flo.sellu@epa.state.oh.us or write to "Ohio Environmental Protection Agency, Division of Drinking and Ground Waters, P.O. Box 1049, Lazarus Government Center, Columbus, Ohio 43216-1049, Attn: "Flo Sellu". Please request the "draft lab cert rules" and be sure to include your name, telephone number, and complete mailing address. There is no charge to receive a copy of these draft rules. The draft rules will be available on the Agency web page until their adoption or withdrawal. The address is: <http://www.epa.state.oh.us/ddagw/oac.html#drafrules>.

Questions concerning these draft rules, other than obtaining copies of the proposed rules, may be addressed to Holly Kaloz at the above address or by phone at (614) 644-2752. Comments can be submitted in hard copy to the following address: "Ohio Environmental Protection Agency, Division of Drinking and Ground Waters, 50 West Town Street, Suite 700, Lazarus Government Center, Columbus, Ohio 43215, Attn: Holly Kaloz" or by email to ddagw_rulecomments@epa.state.oh.us. Comments should be received at the above address by close of business February 17, 2009.