

**RULEMAKING NOTICE**

Notice Number \_\_\_\_\_ Rule Number **Env-Or 603.03(c) intro & Table 600-1**

<p>1. Agency Name &amp; Address:</p> <p>Department of Environmental Services 29 Hazen Drive P.O. Box 95 Concord, NH 03302-0095</p>	<p>2. RSA Authority: <u>RSA 485-C:4, III</u></p> <p>3. Federal Authority: _____</p> <p>4. Type of Action:</p> <p>Adoption _____</p> <p>Amendment <u>X</u></p> <p>Repeal _____</p> <p>Readoption _____</p> <p>Readoption w/amendment _____</p>
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5. Short Title: **Amendments to Ambient Groundwater Quality Standards (AGQS)**

6. (a) Summary of what the rule says and of any proposed amendments:

Env-Or 603.03(c), Table 600-1, establishes ambient groundwater quality standards (AGQS) for regulated contaminants that result from human operations or activities. Table 600-1 is proposed to be amended to (1) adjust the AGQS for boron (increase), 2-chlorophenol (increase), 2,4-dichlorophenol (decrease), 1,4-dioxane (decrease), ethylene glycol (increase), metribuzin (sencor 75DF) (decrease), naphthalene (increase), and phenol (decrease); (2) add an AGQS for non-radioactive strontium; and (3) correct the name of the compound with the acronym PFOS.

6. (b) Brief description of the groups affected:

Those affected by the proposed revisions are any persons responsible for the remediation of a site that is contaminated with any of the above-noted compounds.

6. (c) Specific section(s) of state statute or federal statute or regulation the rule is intended to implement:

<b>Rule</b>	<b>State Statutes Implemented</b>
Env-Or 603.03(c) intro, Table 600-1	RSA 485-C:4, III

7. Contact person for copies and questions including requests to accommodate persons with disabilities:

Name:	Samuele Quattrini	Title:	Hydrogeologist III
Address:	Dept. of Environmental Services 29 Hazen Drive; P.O. Box 95 Concord, NH 03302-0095	Phone #:	(603) 271-2890
		Fax#:	(603) 271-2181
		E-mail:	<a href="mailto:Samuele.Quattrini@des.nh.gov">Samuele.Quattrini@des.nh.gov</a>

The rules also can be viewed in PDF at <http://des.nh.gov/organization/commissioner/legal/rulemaking/index.htm> TTY/TDD Access: Relay NH 1-800-735-2964 or dial 711 (in NH)

8. Deadline for submission of materials in writing or, if practicable for the agency, in the electronic format specified: **4:00 p.m. on Friday, February 2, 2018**

**YOU MAY SUBMIT WRITTEN COMMENTS WITHOUT ATTENDING THE PUBLIC HEARING**

Fax                                       E-mail                                       Other format (specify):

9. Public hearing scheduled for:

Date and Time: **Thursday, January 25, 2018 at 1:00 PM**  
Place: **Room 208C, DES Offices, 29 Hazen Drive, Concord NH**

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10. Fiscal Impact Statement (Prepared by Legislative Budget Assistant): FIS # 17:177, dated 12/06/17:

**1. Comparison of the costs of the proposed rule(s) to the existing rule(s):**

There is no difference in cost when comparing the proposed rules to the existing rules.

**2. Cite the Federal mandate. Identify the impact on state funds:**

No federal mandate, no impact on state funds.

**3. Cost and benefits of the proposed rule(s):**

**A. To State general or State special funds:**

None.

**B. To State citizens and political subdivisions:**

None.

**C. To independently owned businesses:**

None.

11. Statement Relative to Part I, Article 28-a of the N.H. Constitution:

Of the contaminated sites currently known to the Department, 44 sites (mostly landfills) have a town or city as a responsible party. However, because any costs resulting from a decrease in an applicable AGQS are attributable to the statute, the proposed rule does not mandate or assign any new, expanded, or modified programs or responsibilities to any political subdivision in such a way as to necessitate additional local expenditures by the political subdivision, and so does not violate Part I, Article 28-a of the New Hampshire Constitution.