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15-DAY PUBLIC NOTICE AND COMMENT PERIOD NOTICE OF PUBLIC AVAILABILITY OF POST-HEARING CHANGES

UPA CORRECTIVE ACTION QUALIFICATION REGULATIONS

Department of Toxic Substances Control Reference Number: R-97-11
Office of Administrative Law Notice File Number: Z-05-1004-1Z

Pursuant to Government Code section 11346.8, subdivision (c), notice is hereby given that the Department of Toxic Substances Control (DTSC) has revised the text of the proposed regulations, which would specify qualification criteria for determining whether a UPA is qualified to conduct environmental assessments and implement corrective action. A written comment period has been established commencing on April 28, 2006, and closing on May 15, 2006.

DTSC mailed the original text and made it available for public review and comment on October 14, 2005. A public hearing was held on November 28, 2005 during which written and oral testimony was accepted. In addition, written comments were accepted during the 45-day public comment period that ended November 28, 2005. DTSC has now made post-hearing changes to the proposed text.

DTSC is also incorporating by reference the specifications for the Hazardous Substances Engineer (Class Code 3726), Hazardous Substances Scientist (Class Code 3564), and the Engineering Geologist (Class Code 3756) classifications. The documents are available at www.spb.ca.gov/employment/spbpayrd.htm or they may be examined by contacting Ms. Joan Ferber at the number found below.

DTSC considers these new changes to the rulemaking to be sufficiently related changes, as defined by California Code of Regulations, title 1, section 42. This notice includes all revisions made to the text in addition to those indicated during the original public comment period. Notice is given that any interested persons may submit comments regarding these revisions and only these revisions of the text by e-mail to regs@dtsc.ca.gov or by mail to:

Regulations Coordinator
Department of Toxic Substances Control
Environmental Analysis and Regulations Section
PO Box 806
Sacramento, CA 95812-0806

Written comments submitted prior to 5:00 p.m. on May 15, 2006, will be considered.

A copy of the revised text is attached. The bold/strike through and the bold/double underline text represents the most current revisions to the text. The information upon which DTSC relied is available for public inspection between 8:00 a.m. and 5:00 p.m. at the Environmental Analysis and Regulations Section, located on the 22nd Floor at 1001 I Street, Sacramento, California. Requests and inquiries concerning this matter may be directed to the Regulations Coordinator, Environmental Analysis and Regulation Section, at the address indicated above or by telephone at (916) 322-6409. If the Regulations Coordinator is unavailable, telephone the Chief of the Environmental Analysis and Regulation Section at (916) 327-4508.

Inquiries regarding technical aspects of the proposed alternative considered should be directed to Nancy Ostrom, of the Hazardous Waste Management Program, DTSC, at 322-3385. However, such oral inquiries are not part of the rulemaking record.