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## INDEPENDENT REGULATORY REVIEW COMMISSION

333 MARKET STREET, 14TH FLOOR, HARRISBURG, PA 17101

November 5, 2009

Honorable John Hanger, Chairman  
Environmental Quality Board  
Rachel Carson State Office Building  
400 Market Street, 16th Floor  
Harrisburg, PA 17101

Re: Regulation #7-439 (IRRC #2797)  
Environmental Quality Board  
Safe Drinking Water Amendments (Stage 2 Disinfectants and Disinfection Byproducts Rule  
(Stage 2 DBPR) Long Term 2 Enhanced Surface Water Treatment Rule (LT2ESWTR)  
and Groundwater Rule (GWR))

Dear Chairman Hanger:

The Independent Regulatory Review Commission approved the subject regulation today. Our order is enclosed and will be available on our website at [www.irrc.state.pa.us](http://www.irrc.state.pa.us).

We appreciate the joint effort that went into producing a regulation that meets the criteria and intent of the Regulatory Review Act.

Sincerely,



Arthur Coccodrilli

Chairman

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Enclosure

cc: Honorable Mary Jo White, Majority Chairman, Senate Environmental Resources and Energy Committee  
Honorable Raphael J. Musto, Minority Chairman, Senate Environmental Resources and Energy Committee  
Honorable Camille George, Majority Chairman, House Environmental Resources and Energy Committee  
Honorable Scott E. Hutchinson, Minority Chairman, House Environmental Resources and Energy Committee

**INDEPENDENT REGULATORY REVIEW COMMISSION  
APPROVAL ORDER**

Commissioners Voting:

Public Meeting Held November 5, 2009

Arthur Coccodrilli, Chairman  
George D. Bedwick, Vice Chairman  
S. David Fineman, Esq., by Phone  
Silvan B. Lutkewitte, III  
John F. Mizner, Esq., by Phone

Regulation No. 7-439 (#2797)  
Environmental Quality Board  
Safe Drinking Water Amendments (Stage 2  
Disinfectants and Disinfection Byproducts  
Rule, Long Term 2 Enhanced Surface Water  
Treatment Rule, and Groundwater Rule)

On November 19 and 24, 2008, the Independent Regulatory Review Commission (Commission) received three proposed regulations from the Environmental Quality Board (Board). The three proposed regulations are now combined into this one rulemaking, which amends 25 Pa. Code Chapter 109. The proposed regulations were published in the *Pennsylvania Bulletin* on November 29 and December 20, 2008, each with a 30-day public comment period. The final-form regulation was submitted to the Commission on October 2, 2009.

This regulation includes amendments to the existing "Safe Drinking Water" program that were originally published as three proposed rulemakings: #7-425 (#2734), #7-426 (#2735) and #7-437 (#2736). The final rulemaking incorporates federal provisions necessary for the Commonwealth to retain primary authority to enforce drinking water quality standards and requirements.

We have determined this regulation is consistent with the statutory authority of the Board (35 P.S. § 721.4, and 71 P.S. §§ 510-17 and 510-20) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

**BY ORDER OF THE COMMISSION:**

This regulation is approved.



  
Arthur Coccodrilli, Chairman