

Meeting Exhibit 2

Revisions to Section 200, Deviations, Timeline Presented for Consideration on April 16, 2020 Docket No. 58-0119-2001

58.01.19

Rules for the Design and Construction of Phosphogypsum Stacks

200. DEVIATIONS FROM APPROVED DESIGN AND CONSTRUCTION PLAN SPECIFICATIONS.

01. Deviations from design and construction plan. Any deviations from design specifications that are outside a given range or differ from specifications in the approved design and construction plan will be communicated in writing to the Department.

02. Timeline. The Department will provide a determination on whether the proposed deviation is minor and will endeavor to provide that determination within one business day. Work may proceed during the determination.

a. If the Department determines that the proposed deviation is minor, work will be allowed to continue and the operator will document the deviation in the monthly construction report.

b. If the Department determines that the proposed deviation is not minor, this ~~may will~~ cause a work-stop on that ~~item of~~ construction element pending resolution of the deviation unless the Department notifies otherwise. In that event, all the operator shall submit a written request for modification of the approved design for the Department's review and approval. The parties will work expeditiously to resolve the request issues, which may include review and approval of a formal modification of the approved design and construction plan.