

FINAL PROPOSAL
Dated March 16, 2020

RULES FOR ADMINISTRATION OF WATER POLLUTION CONTROL LOANS,
DOCKET NO. 58-0112-1901

The proposed rule was published in the Idaho Administrative Bulletin, November 6, 2019, Vol. 19-11, pages 344 through 364. DEQ recommends that the Board take the following action:

IDAPA 58.01.12

Subsection 001.02	ADOPT AS REVISED
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The draft "Notice of Rulemaking – Adoption of Pending Rule" is attached.

IDAPA 58 - DEPARTMENT OF ENVIRONMENTAL QUALITY
58.01.12 – RULES FOR ADMINISTRATION OF WATER POLLUTION CONTROL LOANS
DOCKET NO. 58-0112-1901
NOTICE OF RULEMAKING – ADOPTION OF PENDING RULE

EFFECTIVE DATE: This rule has been adopted by the Idaho Board of Environmental Quality (Board) and is now pending review by the 2021 Idaho State Legislature for final approval. The pending rule will become final and effective immediately upon the adjournment *sine die* of the First Regular Session of the Sixty- sixth Idaho Legislature unless prior to that date the rule is rejected in whole or in part by concurrent resolution in accordance with Idaho Code Sections 67-5224 and 67-5291.

AUTHORITY: In compliance with Section 67-5224, Idaho Code, notice is hereby given that the Board has adopted a pending rule. This action is authorized by Chapters 1 and 36, Title 39, Idaho Code.

DESCRIPTIVE SUMMARY: A detailed summary of the reason for adopting the rule is set forth in the initial proposal published in the Idaho Administrative Bulletin, November 6, 2019, Vol. 19-11, pages 344 through 364. DEQ received no public comments; however, a correction has been made to the Safe Drinking Water Act citation in Subsection 001.02. 42 U.S.C. Section 300f has been changed to Section 300j. The remainder of the rule has been adopted as initially proposed. More information regarding this rule docket is available at www.deq.idaho.gov/58-0112-1901.

FISCAL IMPACT STATEMENT: The following is a specific description, if applicable, of any negative fiscal impact on the state general fund greater than ten thousand dollars (\$10,000) during the fiscal year: Not applicable.

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on questions concerning the rulemaking, contact the undersigned.

Dated this 1st day of July, 2020

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**Revisions to Proposed Rule for Board Consideration, Docket No. 58-0112-1901
(dated March 16, 2020)**

The revisions made to the proposed rule are highlighted. Only the rule sections containing revisions are included.

001. TITLE AND SCOPE.

01. Title. These rules will be known and cited as Idaho Department of Environmental Quality Rules, IDAPA 58.01.12, “Rules for Administration of ~~Water Pollution Control Loans~~ the Wastewater and Drinking Water Loan Funds.” (3-30-01)

02. Scope. The provisions of these rules will establish administrative procedures and requirements for establishing, implementing and administering ~~a two~~ state loan programs for providing financial assistance to eligible applicants of ~~water pollution control~~ wastewater and drinking water projects. The U.S. Environmental Protection Agency provides annual capitalization grants to the state of Idaho for ~~this program~~ these programs. Financial assistance projects must be in conformance with the requirements of the Subchapter VI of the federal Clean Water Act (33 U.S.C. Sections 1381 et seq.) and the Safe Drinking Water Act (42 U.S.C. Section 300f et seq.). (3-29-12)