

**State of California
Office of Administrative Law**

In re:
State Water Resources Control Board

Regulatory Action:

Title 23, California Code of Regulations

Adopt section: 3949.12

Amend sections:

Repeal sections:

**NOTICE OF APPROVAL OF REGULATORY
ACTION**

Government Code Section 11353

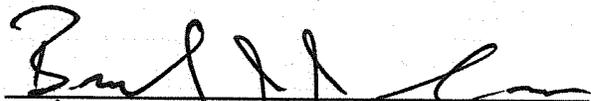
OAL Matter Number: 2017-0124-04

OAL Matter Type: Regular (S)

On March 28, 2014, the California Regional Water Quality Control Board, Central Valley Region (Central Valley Water Board) adopted Resolution R5-2014-0041 amending the Water Quality Control Plan for the Sacramento and San Joaquin River Basins. This Basin Plan amendment establishes water quality objectives and implementation and monitoring requirements for the control of diazinon and chlorpyrifos discharges. The State Water Resources Control Board approved the amendment of the Basin Plan in Resolution No. 2015-0043 on June 16, 2015.

OAL approves this regulatory action pursuant to section 11353 of the Government Code.

Date: March 8, 2017


for Dale P. Mentink
Senior Attorney

For: Debra M. Cornez
Director

Original: Thomas Howard
Copy: Daniel McClure

NOTICE PUBLICATION/REGULATIONS SUBMISSION

(See instructions on reverse)

For use by Secretary of State only

STD. 400 (REV. 01-2013)

OAL FILE NUMBERS	NOTICE FILE NUMBER	REGULATORY ACTION NUMBER	EMERGENCY NUMBER
	Z-	2017-0124-045	

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2017 JAN 24 P 2:40

OFFICE OF ADMINISTRATIVE LAW

NOTICE

REGULATIONS

ENDORSED - FILED
in the office of the Secretary of State
of the State of California

MAR 08 2017

1:46 PM

AGENCY WITH RULEMAKING AUTHORITY
State Water Resources Control Board

AGENCY FILE NUMBER (if any)
2015-0043

A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

1. SUBJECT OF NOTICE		TITLE(S)	FIRST SECTION AFFECTED	2. REQUESTED PUBLICATION DATE
3. NOTICE TYPE <input type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other		4. AGENCY CONTACT PERSON	TELEPHONE NUMBER	FAX NUMBER (Optional)
OAL USE ONLY	ACTION ON PROPOSED NOTICE <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn		NOTICE REGISTER NUMBER	PUBLICATION DATE

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) Control of Diazinon and Chlorpyrifos Discharges in the Central Valley	1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S)
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2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics related)

SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)	ADOPT 3949.12
	AMEND
	REPEAL
TITLE(S) 23	

3. TYPE OF FILING

<input type="checkbox"/> Regular Rulemaking (Gov. Code §11346)	<input type="checkbox"/> Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §§11346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute.	<input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h))	<input type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100)
<input type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §11349.3, 11349.4)	<input type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1)	<input type="checkbox"/> File & Print	<input type="checkbox"/> Print Only
<input type="checkbox"/> Emergency (Gov. Code, §11346.1(b))		<input checked="" type="checkbox"/> Other (Specify) <u>Gov. Code 11353</u>	

4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1)

5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)

<input type="checkbox"/> Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a))	<input type="checkbox"/> Effective on filing with Secretary of State	<input type="checkbox"/> \$100 Changes Without Regulatory Effect	<input checked="" type="checkbox"/> Effective other (Specify) <u>Upon Approval (Gov. Code 11353)</u>
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6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY

<input type="checkbox"/> Department of Finance (Form STD. 399) (SAM §6660)	<input type="checkbox"/> Fair Political Practices Commission	<input type="checkbox"/> State Fire Marshal
<input type="checkbox"/> Other (Specify)		

7. CONTACT PERSON Daniel McClure	TELEPHONE NUMBER (916) 464-4751	FAX NUMBER (Optional)	E-MAIL ADDRESS (Optional) daniel.mcclure@waterboards.ca.gov
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8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

SIGNATURE OF AGENCY HEAD OR DESIGNEE 	DATE 1-17-17
TYPED NAME AND TITLE OF SIGNATORY ADAM LAPUTZ	per agency request 3/7/17

For use by Office of Administrative Law (OAL) only

ENDORSED APPROVED

MAR 08 2017

Office of Administrative Law

CONCISE SUMMARY OF REGULATORY PROVISIONS
RESOLUTION R5-2014-0041
PLAN FOR THE SACRAMENTO AND SAN JOAQUIN RIVER BASINS
FOR THE CONTROL OF DIAZINON AND CHLORPYRIFOS DISCHARGES

TITLE 23. Waters

Division 4. Regional Water Quality Control Boards

Chapter 1. Water Quality Control Plans, Policies, and Guidelines

Article 5. Central Valley Region

§3949.12. Amendment to the Water Quality Control Plan for the Sacramento and San Joaquin River Basins for The Control of Diazinon and Chlorpyrifos Discharges.

The Amendment establishes water quality objectives and implementation and monitoring requirements to protect water bodies in the Sacramento and San Joaquin Valleys from impairment due to discharges of diazinon and chlorpyrifos associated with uses of these pesticides in agricultural operations and in urban areas. The goal of the Amendment is to reduce diazinon and chlorpyrifos concentrations in Sacramento and San Joaquin Valley water bodies to levels that are protective of aquatic life (WARM and/or COLD) beneficial uses.