



PREPROPOSAL STATEMENT OF INQUIRY

**CR-101 (October 2017)
(Implements RCW 34.05.310)**

Do **NOT** use for expedited rule making

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STATE OF WASHINGTON
FILED

DATE: February 11, 2020

TIME: 9:36 AM

WSR 20-05-032

Agency: State Board of Health

Subject of possible rule making: Chapter 246-390 WAC, The State Board of Health is considering amendments to the drinking water laboratory certification and data reporting rules (Lab rule) to align laboratory data reporting requirements with the anticipated changes to chapter 246-290 WAC, Group A public water supplies (Group A rule) as related to Per- and Polyfluoroalkyl substances (PFAS).

Statutes authorizing the agency to adopt rules on this subject: RCW 43.20.050

Reasons why rules on this subject may be needed and what they might accomplish: The State Board of Health (board) is considering amendments to the Group A rule that may necessitate changes to the Lab rule. The board is considering including a new PFAS template for the purposes of data reporting, adding a requirement for notification when PFAS sample results exceed a state action level, and adding state detection reporting limits for PFAS. The rule revision may also include technical and clarifying corrections as needed.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies: The Washington Department of Health (department) and board will coordinate the rulemaking with the Washington Department of Ecology (Ecology) in developing consistent regulations. The department and Ecology jointly administer the state's cooperative laboratory certification program.

Process for developing new rule (check all that apply):

- Negotiated rule making
- Pilot rule making
- Agency study
- Other (describe) The department and board will use a collaborative rulemaking approach.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting:

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(If necessary)

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Additional comments: The department and board will keep stakeholders and interested parties informed of the rule development through email, and posting information on the department's rulemaking websites. Stakeholders and interested parties will have the opportunity to provide comments throughout the rulemaking process, during the formal comment period, and at the public hearing. The department and board may also hold workshops throughout the rulemaking process to solicit feedback. Individuals may join the interested parties notification list by going to https://public.govdelivery.com/accounts/WADOH/subscriber/new?topic_id=WADOH_211

Date: 02/07/2020	Signature: 
Name: Michelle A. Davis	
Title: Executive Director	