

**STATE OF NEW MEXICO  
ENVIRONMENTAL IMPROVEMENT BOARD**

**NO. EIB 05-13(R)**

**IN THE MATTER OF PROPOSED  
AMENDMENTS TO DRINKING WATER REGULATIONS  
20.7.10: 7, 100, 101, 102, 103, 200, 201, 300, 400, 500 AND 600**

**AMENDED PETITION FOR HEARING**

The Drinking Water Bureau (Bureau) in the Field Operations Division of the New Mexico Environment Department (Department) files this Amended Petition to modify its proposed changes to the Drinking Water Regulations. On December 19, 2005, the Bureau filed a Petition for Hearing containing its proposed changes as “Attachment A.” The Environmental Improvement Board (Board) has scheduled a hearing about these proposed changes on July 6, 2006.

The Board’s rule, Section 20.1.1.300.A(2) NMAC requires the Bureau to file with its petition for a hearing, “A copy of the proposed regulatory change, indicating any language proposed to be added or deleted...” Since Attachment A was filed, the Bureau has realized that the Attachment contained formatting errors so that the Attachment does not fully comply with 20.1.1.300.A(2) NMAC. The Bureau is filing this amended petition with a copy of its proposal that complies with the Board’s rule. (Attachment B.)

Furthermore, the Bureau wishes to propose two substantive changes to its previously filed rules. First, in Sections 100 and 101, the Bureau wishes to adopt 40 C.F.R. Parts 141 and 143 through July 1, 2005 instead of July 1, 2004 as originally proposed. Second, the Bureau wishes to adopt two new federal regulations that the EPA promulgated in January 2006. These two regulations are: Stage 2 Disinfectants and

Disinfection Byproducts Rule, 71 Fed. Reg. 388 (Jan. 4, 2006) (to be codified at 40 C.F.R. Parts 9, 141, and 142) and Long Term 2 Enhanced Surface Water Treatment Rule, 71 Fed. Reg. 654 (Jan. 5, 2006) (to be codified at 40 C.F.R. Parts 9, 141, and 142). The Bureau has included language for these proposed substantive changes in Attachment B. Other than the two changes outlined above, there are no substantive differences between Attachment A and Attachment B.

The Bureau has provided public notice of the July 6, 2006 hearing and noted that the Bureau would be requesting these additional changes.

Respectfully submitted,

NEW MEXICO ENVIRONMENT DEPARTMENT

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#### **CERTIFICATE OF SERVICE**

I hereby certify that a copy of this amended petition and attached regulations were sent by e-mail or first class mail on April \_\_\_\_\_, 2006 to the list of interested persons gathered by the Drinking Water Bureau.

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Darren Padilla, Drinking Water Bureau