

**SUPPLEMENTAL PUBLIC NOTICE**  
CONTAMINATED SITES: NOTICE OF PROPOSED CHANGES  
IN THE REGULATIONS OF ALASKA DEPARTMENT OF ENVIRONMENTAL  
CONSERVATION

**BRIEF DESCRIPTION**

The Alaska Department of Environmental Conservation (DEC) is proposing to change regulations pertaining to how risk is calculated and risk assessments are performed at contaminated sites.

The Alaska Department of Environmental Conservation proposes to adopt regulation changes in Title 18, Chapter 75 of the Alaska Administrative Code, dealing with how risk is calculated and risk assessments are performed, including the following:

- (1) 18 AAC 75.325(h) is proposed to be changed as follows:

Remove a reference to 40 C.F.R. 300.430 and accompanying language that allows the department to consider an alternative cancer risk standard between 1 in 10,000 and 1 in 1,000,000 on a site-specific basis at a contaminated site during a formal risk assessment. The intended effect of this change is to ensure continued use of the currently adopted cancer risk standard of 1 in 100,000 for all site-specific risk assessments.

- (2) 18 AAC 75.340(f) is proposed to be changed as follows:

Provide an updated 2015 version of the department's Risk Assessment Procedures Manual and adopt it by reference. The intended effect is to provide an updated process for conducting risk assessments that incorporates the latest science and toxicity information. The current version adopted by reference dates to 2000.

You may comment on the proposed regulation changes, including the potential costs to private persons of complying with the proposed changes, by submitting written comments to Sally Schlichting, Alaska Department of Environmental Conservation, 410 Willoughby Ave., Suite 303, P.O. Box 111800, Juneau, AK 99811-1800, by facsimile at: (907) 465-5218, or by e-mail to [sally.schlichting@alaska.gov](mailto:sally.schlichting@alaska.gov). Alternatively, you may submit your comments through the State of Alaska's online public notice website at: <http://aws.state.ak.us/OnlinePublicNotices/Default.aspx>. **In order to provide additional time for comments the public comment period has been extended. All comments must be received by 5:00 p.m. on August 11, 2015.** Comments received after this date will not be considered in final action on these rules.

You may submit written questions relevant to the proposed action to Sally Schlichting by email to [sally.schlichting@alaska.gov](mailto:sally.schlichting@alaska.gov) or by mail to Sally Schlichting, Alaska Department of Environmental Conservation, 410 Willoughby Ave, Suite 303, P.O. Box 111800, Juneau, AK 99811-1800. The questions must be received at least 10 days before the end of the public comment period. The Department of Environmental Conservation will aggregate its response to substantially similar questions and make the questions and responses available on [http://dec.alaska.gov/spar/csp/reg\\_rev.htm](http://dec.alaska.gov/spar/csp/reg_rev.htm). The Department of Environmental Conservation

may, but is not required to, answer written questions received after the 10-day cut-off date and before the end of the comment period.

If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact Natalie Wolfe at (907) 269-0291 or TDD Relay Service 1-800-770-8973/TTY or dial 711 no later than August 5, 2015 to ensure that any necessary accommodations can be provided.

A copy of the proposed regulation changes and material proposed for adoption by reference is available on the Alaska Online Public Notice System at <http://aws.state.ak.us/OnlinePublicNotices/> or at [http://dec.alaska.gov/spar/csp/reg\\_rev.htm](http://dec.alaska.gov/spar/csp/reg_rev.htm) and by contacting Sally Schlichting at the address or email above or by phone at (907) 465-5076.

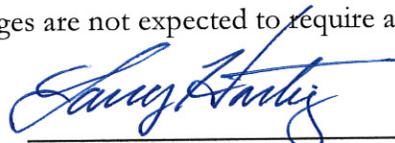
After the public comment period ends, the Department of Environmental Conservation will either adopt the proposed regulation changes or other provisions dealing with the same subject, without further notice, or decide to take no action. The language of the final regulations may be different from that of the proposed regulations. **You should comment during the time allowed if your interests could be affected.** Written comments received are public records and are subject to public inspection.

**Statutory Authority:** AS 46.03.010, AS 46.03.020, AS 46.03.050, AS 46.03.070, AS 46.03.710

**Statutes Being Implemented, Interpreted, or Made Specific:**

AS 46.03.020	AS 46.03.740	AS 46.04.020
AS 46.03.050	AS 46.03.745	AS 46.04.070
AS 46.03.710	AS 46.03.822	AS 46.09.020

**Fiscal Information:** The proposed regulation changes are not expected to require an increased appropriation.



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Larry Hartig, Commissioner

Dated: July 22, 2015  
Anchorage, Alaska