



**Linda S. Adams**  
Secretary for  
Environmental Protection

# State Water Resources Control Board

---

## Division of Water Quality

1001 I Street • Sacramento, California 95814 • (916) 341-5455  
Mailing Address: P.O. Box 100 • Sacramento, California • 95812-0100  
FAX (916) 341-5463 • <http://www.waterboards.ca.gov>



**Arnold Schwarzenegger**  
Governor

## NOTICE OF PROPOSED READOPTION OF EMERGENCY REGULATION

February 1, 2010

TO: All persons who have filed a request with the State Water Resources Control Board (State Water Board) for Notice of Regulatory Action

Pursuant to Government Code Section 11346.1, subdivision (a)(2), notice is hereby given that the State Water Resources Control Board proposes to readopt, on an emergency basis, section 2631.2 of Chapter 16 of Title 23 of the California Code of Regulations. This regulation provides an interim variance for underground storage tank systems storing certain biodiesel blends from third-party material compatibility testing and approval requirements.

Government Code section 11346.1, subdivision (a)(2) requires that, at least five working days before submitting an emergency regulation to the Office of Administrative Law, the adopting agency provide a notice of the proposed emergency action to every person who has filed a request for notice of regulatory action with the agency. After submission of the proposed emergency to the Office of Administrative Law, the Office of Administrative Law shall allow interested persons five calendar days to submit comments on the proposed emergency regulation as set forth in Government Code section 11349.6. A copy of the text of the emergency regulation and the finding of emergency are enclosed.

This is a notice of intent to readopt the emergency regulation as previously filed and to continue their current status during the completion of the rulemaking process.

Documents related to this rulemaking can be accessed at:

<http://www.waterboards.ca.gov/ust/>.

If you have any questions, you may contact Laura Fisher at (916) 341-5870 or by e-mail at [lfisher@waterboards.ca.gov](mailto:lfisher@waterboards.ca.gov).