



Express Support, if Amended, for S. 78; Boxer (D-California) Perchlorate Regulation

Legislation Committee

Item 8-4

March 8, 2011

S. 78 (Boxer, D – California)

- Requires the US EPA to establish a health advisory for perchlorate within 90 days of enactment
- Requires the US EPA to establish a national primary drinking water regulation for perchlorate within one year of enactment

S. 78 Analysis

- California perchlorate standard is 6 ppb
- If US EPA develops a standard for perchlorate, California would retain the lower of the two
- In 2010, source water levels of perchlorate did not exceed 1.7 ppb
- Safe Drinking Water Act defines a process for developing standards
 - Includes health effects, occurrence, analytical detection and treatment cost considerations
- Legislating numeric standards and timelines may compromise process

Board Options

- Option #1
Adopt CEQA, express support if amended for S. 78
- Option #2
Adopt CEQA, express support for S. 78
- Option #3
Take no position at this time

Staff Recommendation

- Option #1

