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## State Water Resources Control Board

### SECTION 280 CERTIFICATION

Pursuant to section 280 of title 1 of the California Code of Regulations, the State Water Resources Control Board's (State Water Board) Division of Drinking Water (the Division) is making this certification that it "will not issue, use, enforce, or attempt to enforce the alleged underground regulation," which was included in Exhibit A of the petition and is entitled "Amendment to Domestic Water Supply Permit, Permit Amendment No. 2017PA-SCHOOLS." Exhibit A is a template. It was not adopted by the State Water Board and was not issued generally to all or any class or category of public water systems. The template will not be adopted by the State Water Board and will not be enforced or otherwise given any regulatory effect.

The State Water Board made the template available on the State Water Board's website in order to provide schools with a simplified explanation about what was being required in separate orders issued to public water systems. The State Water Board has removed the template from its website, and other information on the website has been updated to clarify that the State Water Board's actions to require testing for lead in school drinking water involved issuance of separate permit amendments for each of the affected public water systems, not a general permit or other action of general applicability. Although the Administrative Procedure Act does not prohibit the use of templates for either public information or for internal operations—so long as the template is not treated as binding or otherwise given regulatory effect—the State Water Board will not make any further use of this particular template. The State Water Board, therefore, certifies that it will not it will not issue, use, enforce or attempt to enforce the template identified as the underground regulation in the petition submitted by CMUA.



Eileen Sobeck  
Executive Director