

**BEFORE THE
OHIO ENVIRONMENTAL PROTECTION AGENCY**

**Public Notice
Proposed Rulemaking Governing
VAP Biocriteria Rules Original Filing**

Notice is hereby given that the Director of Environmental Protection proposes to original file the following rules of the Ohio Administrative Code in accordance with the rulemaking authority referenced by the proposed rules below:

OAC 3745-300-05 Certified Professionals
OAC 3745-300-09 Property Specific Risk Assessment Procedures

These rules address Voluntary Action Program regulations.

The purpose of this rule making is to modify the VAP biocriteria training and certification requirements for certified professionals.

The public comment period will run until March 4, 2013. A public hearing on this proposed rule making will be held to consider public comments in accordance with Section 119.03 of the Ohio Revised Code. This hearing will be held at 50 W. Town St., Suite 700, Columbus, Ohio 43216, in conference room A at 10:30am on March 4, 2013.

To facilitate the scheduling of oral presentations, persons intending to give testimony at the hearing should notify the Ohio EPA Public Interest Center, P.O. Box 1049, Columbus, Ohio 43216-1049, (614) 644-2160. Prior registration will ensure that registrants are heard ahead of those individuals who register at the hearing. Oral testimony may be limited to five minutes, depending on the number of persons testifying. All interested persons are entitled to attend or be represented and to present oral and/or written comments concerning the proposed rule making.

Written testimony should be sent to the attention of Emily Patchen, at the Division of Environmental Response and Revitalization, P.O. Box 1049, Columbus Ohio 43216-1049. Written comments may also be submitted to the Hearing Officer at the public hearing. Written testimony will receive the same consideration as oral testimony. All testimony received at the hearing or by close of business on March 4, 2013, will be considered by Ohio EPA prior to final action on this rulemaking proposal. Written comments submitted after this date may be considered as time and circumstances permit.

Questions regarding this rule package should be directed to Emily Patchen, at the Division of Environmental Response and Revitalization at (614) 728-5441, or Emily.Patchen@epa.state.oh.us.

To receive a copy of the proposed rules, please contact the DERR receptionist at (614) 644-2924. In addition, full copies of all proposed rules are available for review at any Ohio

EPA district office and at the Ohio EPA central office. The proposed rules are also accessible on the DERR web page at <http://epa.ohio.gov/derr/derrrules.aspx>, under the proposed rules tab.