

18 AAC 70.010(d) is amended to read:

(d) Where the department determines that the natural conditions of a water of the state **not subject to 33 U.S.C. 1251 – 1387 (Clean Water Act)** is of lower quality than the water quality criteria set out in 18 AAC 70.020(b), the natural condition supersedes the criteria and becomes the standard for that water. When establishing [A] water **quality-based effluent limits** [QUALITY STANDARD] based on [THE] natural conditions in a permit, certification, or other written decision, the department will follow the procedures set out in the

(1) department’s *Guidance for the Implementation of Natural Condition-Based Water Quality Standards*, dated November 15, 2006, and adopted by reference; **or**

(2) monitoring requirements for groundwater, set out under 18 AAC 60. (Eff.

11/1/97, Register 143; am 12/28/2006, Register 180; am ____/____/____, Register _____)

Authority:	AS 46.03.010	AS 46.03.070	AS 46.03.110
	AS 46.03.020	AS 46.03.080	AS 46.03.710
	AS 46.03.050	AS 46.03.100	AS 46.03.720