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October 13, 2009

A. Stanley Meiburg
Acting Regional Administrator
US Environmental Protection Agency, Region 4
61 Forsythe St., SW
Atlanta, GA 30303

RE: Amendments to R.61-58, State Primary Drinking Water Regulation

Dear Mr. Meiburg:

I have reviewed amendments adding the Lead and Copper: Short-Term Regulatory Revisions and Clarifications to Regulation 61-58, State Primary Drinking Water Regulation, which became effective upon their publication in the *State Register* (Document No. 4079, August 28, 2009) and hereby certify as General Counsel of the South Carolina Department of Health and Environmental Control that applicable state law has been followed in their promulgation.

The amendments were duly promulgated by the South Carolina Board of Health and Environmental Control pursuant to the State Safe Drinking Water Act, S.C. Code Ann § 44-55-10, *et seq.*, (1976), as amended, and in accordance with the requirements of the Administrative Procedures Act, S.C. Code Ann. § 1-23-10 *et seq.*, as amended.

I hereby certify in accordance with the Safe Drinking Water Act as amended, and 40 CFR § 142.12(c)(1)(iii), that in my opinion the laws of the State of South Carolina to carry out the program set forth in the "Program Document" submitted by the South Carolina Department of Health and Environmental Control have been duly adopted and are enforceable. The specific authorities provided are contained in statutes or regulations that have been lawfully adopted at the time this Statement is approved and signed, and will be fully effective by the time the program is approved.

Sincerely,

Carlisle Roberts, Jr.
General Counsel