

FEDERAL ACT.

386E.

(A) THE SECRETARY, UPON RECEIPT OF INFORMATION THAT A CONTAMINANT WHICH IS PRESENT IN OR IF PROVEN TO THE SECRETARY IS LIKELY TO ENTER A PUBLIC WATER SYSTEM [[MAY]] WOULD PRESENT AN IMMINENT AND SUBSTANTIAL ENDANGERMENT TO THE HEALTH OF PERSONS, MAY TAKE ANY ACTION NECESSARY IN ORDER TO PROTECT THE HEALTH OF SUCH PERSONS.

(B) THE ACTIONS WHICH THE SECRETARY MAY TAKE INCLUDE, BUT SHALL NOT BE LIMITED TO:

(1) ISSUING ORDERS NECESSARY TO PROTECT THE HEALTH OF PERSONS WHO ARE OR MAY BE USERS OF THE SYSTEM, INCLUDING TRAVELERS, AND

(2) COMMENCING A CIVIL ACTION FOR APPROPRIATE RELIEF, INCLUDING A RESTRAINING ORDER OR PERMANENT OR TEMPORARY INJUNCTION.

386F.

(A) THE SECRETARY SHALL PROMULGATE AN ADEQUATE PLAN FOR THE PROVISION OF SAFE DRINKING WATER UNDER EMERGENCY CIRCUMSTANCES.

(B) WHEN, IN THE JUDGMENT OF THE SECRETARY, EMERGENCY CIRCUMSTANCES EXIST IN THE STATE WITH RESPECT TO A NEED FOR SAFE DRINKING WATER, HE MAY TAKE ACTIONS NECESSARY IN ORDER TO PROVIDE SAFE DRINKING WATER WHERE IT OTHERWISE WOULD NOT BE AVAILABLE.

386G.

(A) (1) THE PUBLIC WATER SYSTEM SHALL NOTIFY THE DEPARTMENT, ADMINISTRATOR, AND COMMUNICATIONS MEDIA SERVING THE AREA SERVED BY THE SYSTEM WHEN THE SYSTEM

(I) IS NOT IN COMPLIANCE WITH THE STATE PRIMARY DRINKING WATER REGULATIONS; OR

(II) FAILS TO PERFORM MONITORING REQUIRED BY REGULATIONS ADOPTED BY THE [[DIRECTOR]] SECRETARY; OR

(III) IS SUBJECT TO A VARIANCE GRANTED FOR AN INABILITY TO MEET A MAXIMUM CONTAMINANT LEVEL REQUIREMENT; OR

(IV) IS SUBJECT TO AN EXEMPTION; OR

(V) FAILS TO COMPLY WITH THE REQUIREMENTS PRESCRIBED BY A VARIANCE OR EXEMPTION.

(B) THE NOTICE SHALL: