

EACH PUBLIC WATER SYSTEM SHALL NOTIFY THE DEPARTMENT, THE ADMINISTRATOR, AND THE COMMUNICATIONS MEDIA SERVING THE AREA SERVED BY THE PUBLIC WATER SYSTEM WHENEVER THE SYSTEM:

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

(2) FAILS TO PERFORM THE MONITORING REQUIRED BY THE RULES AND REGULATIONS ADOPTED BY THE SECRETARY;

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

(4) IS SUBJECT TO AN EXEMPTION; OR

(5) FAILS TO COMPLY WITH THE REQUIREMENTS SET BY A VARIANCE OR EXEMPTION.

(B) HOW NOTICE GIVEN.

THE NOTICE SHALL:

(1) STATE THE NATURE AND POSSIBLE HEALTH EFFECTS THAT MAY RESULT;

(2) BE PUBLISHED BY THE PUBLIC WATER SYSTEM IN A NEWSPAPER OF GENERAL CIRCULATION, AS DETERMINED BY THE SECRETARY, WITHIN THE AREA SERVED BY THE WATER SYSTEM AT LEAST ONCE EVERY 3 MONTHS AS LONG AS THE VIOLATION, VARIANCE, OR EXEMPTION CONTINUES; AND

(3) BE INCLUDED WITH THE WATER BILLS OF THE WATER SYSTEM AS FOLLOWS SO LONG AS THE VIOLATION, VARIANCE, OR EXEMPTION CONTINUES:

(I) IF THE WATER BILLS OF THE PUBLIC WATER SYSTEM ARE ISSUED MORE OFTEN THAN ONCE EVERY 3 MONTHS, THE NOTICE SHALL BE INCLUDED IN AT LEAST 1 WATER BILL OF THE SYSTEM FOR EACH CUSTOMER EVERY 3 MONTHS; OR

(II) IF THE SYSTEM ISSUES ITS WATER BILLS LESS OFTEN THAN ONCE EVERY 3 MONTHS, THE NOTICE SHALL BE INCLUDED IN EVERY WATER BILL ISSUED BY THE SYSTEM FOR EACH CUSTOMER.

(C) ALTERNATIVE NOTICE.

BY RULE OR REGULATION, THE SECRETARY MAY ADOPT NOTICE REQUIREMENTS ALTERNATIVE TO THOSE IN THIS SECTION.

REVISOR'S NOTE: This section formerly appeared as Article 43, § 386G.

The only changes are in style.