

~~9-417.~~

~~(A) Each new community and nontransient noncommunity water supply system that commences operation after October 1, 1999 shall demonstrate to the Department that it has the technical, managerial, and financial capacity to operate the proposed water system in accordance with the drinking water regulations in effect, or likely to be in effect, on the date of the commencement of operations.~~

~~(B) EACH NONTRANSIENT NONCOMMUNITY WATER SYSTEM, INCLUDING THOSE SYSTEMS THAT PRIMARILY PROVIDE BOTTLED WATER, SHALL:~~

~~(1) AT A FREQUENCY DETERMINED BY THE DEPARTMENT, BUT NOT LESS THAN ONCE PER YEAR, TEST THE WATER PROVIDED BY THE SYSTEM FOR THE PRESENCE OF METHYL TERTIARY BUTYL ETHER;~~

~~(2) REPORT THE FINDINGS TO THE DEPARTMENT; AND~~

~~(3) IF THE LEVEL OF METHYL TERTIARY BUTYL ETHER IN THE TESTING SAMPLE MEETS OR EXCEEDS 20 PARTS PER BILLION, NOTIFY THE PERSONS REGULARLY SERVED BY THE SYSTEM THAT THE SYSTEM HAS EXCEEDED THE STATE ACTION LEVEL FOR METHYL TERTIARY BUTYL ETHER.~~

~~(C) THE DEPARTMENT MAY ADOPT REGULATIONS NECESSARY FOR THE IMPLEMENTATION OF THIS SECTION.~~

9-410.

(a) Each supplier of water shall give notice to the Department and the persons served by the system whenever the system:

(1) Fails to comply with an applicable maximum contaminant level, treatment technique requirement, or testing procedure prescribed by a drinking water regulation or fails to perform required monitoring;

(2) Is subject to variance granted for an inability to meet a maximum contaminant level;

(3) Is subject to an exemption;

(4) Fails to comply with the requirements set by a variance or exemption; or

(5) Has concentration levels of an unregulated contaminant for which the State may require notice due to the risk to public health.

(b) Each notice shall:

(1) State the nature and possible health effects that may result;

(2) Be provided to the persons served by the water system;

(3) Be issued in a timely manner by means of radio, television, newspaper of general circulation, written notice, or other means acceptable to the Department; and