

Readopt with amendment Env-Dw 718, eff. 6-1-14 (doc. #10617), to read as follows:

PART Env-Dw 718 RECORDKEEPING REQUIREMENTS

Env-Dw 718.01 Required Records. ~~(a)~~ Each ~~water system owner~~ **PWS O/O** shall:

~~(1a)~~ Comply with the recordkeeping requirements of 40 CFR § 141.33; and

~~(2b)~~ Maintain such additional records as are specified **in subtitle Env-Dw** for particular facets of ~~public water system PWS~~ ownership, operation, and maintenance ~~in Env Ws 300 or successor rules in subtitle Env Dw.~~

Env-Dw 718.02 Production of Records.

~~(ba)~~ The ~~system owner~~ **PWS O/O**:

~~(1)~~ **S**shall provide copies of this information upon request to customers and state and local officials, **upon reasonable request**; and

~~(2)~~ **M**ay charge customers a reasonable fee for such copies.

(b) *A PWS O/O shall submit to the department within the time stated in the request, copies of any records required to be maintained under subtitle Env-Dw, or copies of any documents in existence at the time of the request that the department is entitled to inspect pursuant to the authority of RSA 485, the New Hampshire Safe Drinking Water Act.* *{previously at 719.01(c)}*

(c) *Any laboratory performing analyses as specified in Env-Dw 719.03 shall make records of sample collection and analysis available to the department upon request.*

Readopt with amendment Env-Dw 719, eff. 5-1-10 (doc. #9701), to read as follows:

PART Env-Dw 719 REPORTING MONITORING DATA

Env-Dw 719.01 Definitions. *For purposes of this part, the following definitions shall apply:*

(a) *“Compliance monitoring data portal (CMDP)” means the data portal created and maintained by the US EPA to collect data required under the federal Safe Drinking Water Act; and*

(b) *“Third-party laboratory” means a laboratory that is not owned or otherwise controlled by the PWS O/O.*

Env-Dw 719.0402 Required Reporting Requirements and Public Notice.

{(a) moved, renumbered as Env-Dw 719.05(a)}

~~(da)~~ A PWS ~~owner~~ **O/O** shall submit all ~~sample monitoring data and other required~~ information as specified in ~~Env Dw 719.02~~ **this part**.

~~(b)~~ ~~Public notification content and reporting requirements~~ A **PWS O/O** shall ~~be~~ **provide public notice** as specified in ~~Env Ws 350 through Env Ws 359 or successor rules in Env-Dw 800.~~

~~(c)~~ A **PWS owner** shall submit to the department within the time stated in the request, copies of any records required to be maintained under ~~Env Ws 303 or Env Ws 304 or successor rules in subtitle Env Dw,~~ or copies of any documents in existence at the time of the request which the department is entitled to inspect pursuant to the authority of RSA 485, the ~~New Hampshire Safe Drinking Water Act.~~

{(c) now covered by Env-Dw 718.02(b)}

~~Env Dw 719.02 Reporting Data from Laboratories.~~ If the **PWS owner** intends to have samples that are taken in order to meet monitoring requirements analyzed by a laboratory that is not under the **PWS owner’s**

~~ownership or control, the PWS owner shall enter into a written agreement with the laboratory to have the laboratory perform the following duties related to reporting the results of sample analyses and related data:~~

~~(a) Submit to the department, in the format designated by the department, the following information for each sample:~~

- ~~(1) The name of the PWS and the city or town in which the PWS is located;~~
- ~~(2) The EPA identifier for the PWS;~~
- ~~(3) The name and daytime telephone number of the individual who collected the sample, or the person responsible for any sample(s) collected by individual homeowners;~~
- ~~(4) Sample collection information, including:
 - a. The sample site identifier and description; and
 - b. The date and time the sample was collected;~~
- ~~(5) The name of contaminant(s) or contaminant code(s) for which the sample was collected and tested;~~
- ~~(6) The monitoring period for which the sample was collected;~~
- ~~(7) The purpose for which the sample was collected, such as routine, repeat, make up, confirmation, or replacement;~~
- ~~(8) The date and time the sample was received by the laboratory and temperature of the sample(s) upon receipt, if the requested analysis requires thermal preservation;~~
- ~~(9) The laboratory sample identifier and batch identifier, if different;~~
- ~~(10) The results of the analysis, including units and an explanation of whether the result is an actual or calculated value, and any qualifiers associated with the result(s);~~
- ~~(11) The date and time the sample was:
 - a. Prepared for analysis, if applicable; and
 - b. Analyzed;~~
- ~~(12) The name, accreditation identifier, and daytime telephone number of the laboratory that performed the analysis;~~
- ~~(13) If the sample was initially received by a laboratory other than the one performing the analysis, the name, accreditation identifier, and daytime telephone number of the laboratory that initially received the sample;~~
- ~~(14) An authorized signature from the laboratory that performed the test and from the laboratory that initially received the samples, if different; and~~
- ~~(15) The analytical method used, including reportable and method detection limits, if applicable, with applicable units;~~

~~(b) Report the analytical results no later than 2 business days after analysis has been completed; and~~
{(c) moved, renumbered as Env-Dw 719.05(b)}

Env-Dw 719.03 Required Notice to *Third-Party* Laboratory *Obligations*.

(a) Before a PWS O/O submits samples for analysis to meet monitoring requirements to a third-party laboratory, the PWS O/O and third-party laboratory shall enter into a binding written agreement that requires the laboratory to submit all information required by, and as specified in, Env-Dw 719.04.

{text of (a) previously was in 719.02 intro}

(b) Each time any PWS O/O submits any sample(s) is/are submitted to a third-party laboratory for the purpose of meeting a monitoring requirements, the system owner-PWS O/O shall notify-inform the laboratory that the sample-analyses being requested are to meet department monitoring requirements.

Env-Dw 719.04 Reporting Content and Method.

(a) Information regarding samples analyzed to meet monitoring requirements shall be the information required by the CMDP.

(b) Information regarding samples analyzed to meet monitoring requirements shall be submitted to the department using the CMDP.

Env-Dw 719.05 Timing of Reporting.

719.01(a) Except where a shorter period is specified, such as where there is an ***exceedance of an acute contaminant*** MCL violation as specified in ~~Env-Ws 351 or successor rules in~~ Env-Dw ~~800-801~~, the owner ***PWS O/O of a public water system (PWS) or third-party laboratory, as applicable***, shall report to the department within 2 business days of the analysis being completed the results of any test measurement or analysis required by:

- (1) ~~Env-Ws 308 or successor rules in subtitle~~ Env-Dw ***723*** relative to ~~point-of-use (POU) or point-of-entry (POE)~~ ***non-central*** treatment; or
- (2) Env-Dw 709 through Env-Dw ~~713~~***715 and Env-Dw 717*** relative to ***water quality*** monitoring for ~~bacteria, radionuclides, inorganics, organics, or secondaries.~~

~~719.02(eb)~~***The PWS O/O or third-party laboratory, as applicable, shall n***otify the department by telephone, ~~electronic mail, or telefacsimile~~ as soon as possible, but within 24 hours of:

- (1) The presence of fecal coliforms or E. coli in any sample; and
- (2) The exceedance of any nitrate or nitrite MCL as specified in Env-Dw 704.02, Table 704-1.

APPENDIX A - STATUTES/REGULATIONS IMPLEMENTED

Rule Section(s)	State Statute(s) Implemented	Federal Regulation(s) Implemented
Env-Dw 718	RSA 485:41, IV	40 CFR 141 Subpart D
Env-Dw 719	RSA 485:41, IV	40 CFR 141.31