

NEW HAMPSHIRE CODE OF ADMINISTRATIVE RULES

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- Env-Dw 901.03 Standard Terms
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- Env-Dw 902.27 Protection of the Purity of Follett Brook and Its Watershed
- Env-Dw 902.28 Protection of the Purity of the Water of Gilman Pond and Its Watershed in the Town of
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- Env-Dw 1002.04 Process for Obtaining Water Supply Land Protection Grants
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- Env-Dw 1002.19 Notice of Selection; Required Actions
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- Env-Dw 1002.21 Property Survey Requirements
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CHAPTER Env-Dw 1100 DRINKING WATER STATE REVOLVING LOAN FUND PROGRAM

PART Env-Dw 1101 PURPOSE; APPLICABILITY; USE OF STANDARD TERMS

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- Env-Dw 1101.02 Applicability
- Env-Dw 1101.03 Standard Terms

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- Env-Dw 1102.04 Asset Management Program
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- Env-Dw 1102.07 Capitalization Grant
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- Env-Dw 1102.09 Contingency Section
- Env-Dw 1102.10 Disbursement
- Env-Dw 1102.11 Eligible Entity
- Env-Dw 1102.12 Engineering Services
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- Env-Dw 1102.15 Fundable Portion
- Env-Dw 1102.16 Funding Year
- Env-Dw 1102.17 Governing Body
- Env-Dw 1102.18 Green Project
- Env-Dw 1102.19 Initiation of Operation
- Env-Dw 1102.20 Infrastructure
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- Env-Dw 1102.28 Operation and Maintenance
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- Env-Dw 1102.30 Original Loan Agreement
- Env-Dw 1102.31 Planning
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- Env-Dw 1102.33 Privately-Owned Water System
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- Env-Dw 1102.41 Resident Project Representative
- Env-Dw 1102.42 Scheduled Completion Date
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- Env-Dw 1102.44 Significant Adverse Comments
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- Env-Dw 1102.48 Substantial Completion
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- Env-Dw 1103.01 Authority for Loan Fund
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- Env-Dw 1104.02 Additional Eligibility Criteria
- Env-Dw 1104.03 Pre-application Procedures
- Env-Dw 1104.04 Information and Certification Required for Pre-Application
- Env-Dw 1104.05 Department Action on Pre-application
- Env-Dw 1104.06 Application Procedures
- Env-Dw 1104.07 Conditions Arising from Application
- Env-Dw 1104.08 Application Package
- Env-Dw 1104.09 Vendor and Bank Information
- Env-Dw 1104.10 Planning Document
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- Env-Dw 1105.02 Project Priority List
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- Env-Dw 1106.01 Types of Assistance and Related Conditions
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- Env-Dw 1106.03 Market Rate
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- Env-Dw 1106.05 Accrual of Interest Charges; Administrative Fee
- Env-Dw 1106.06 Adjustment of Stipulated Interest Rate
- Env-Dw 1106.07 Timely Use of Funds
- Env-Dw 1106.08 Disbursements
- Env-Dw 1106.09 Repayment
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- Env-Dw 1107.01 Environmental Review Required
- Env-Dw 1107.02 General Procedure
- Env-Dw 1107.03 Categorical Exclusion (CE) Review
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- Env-Dw 1108.02 Engineering Plans and Specifications
- Env-Dw 1108.03 Contract Documents
- Env-Dw 1108.04 Department Review of Contract Documents
- Env-Dw 1108.05 Changes to Contract Documents and Project Cost or Scope
- Env-Dw 1108.06 Assurances
- Env-Dw 1108.07 Awarding Construction Contracts
- Env-Dw 1108.08 Recipient's Obligations for Inspections During Construction
- Env-Dw 1108.09 Department Inspections During Construction
- Env-Dw 1108.10 Testing During Construction
- Env-Dw 1108.11 Limitations on Project Modifications; Requests for Approval
- Env-Dw 1108.12 Approval of Project Modifications
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- Env-Dw 1109.02 Procedures
- Env-Dw 1109.03 Content and Format of Requests
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- Env-Dw 1202.04 New PORS
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- Env-Dw 1203.03 Application for Approval of New or Expanded PORS
- Env-Dw 1203.04 Plans
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- Env-Dw 1207.04 Location for Collection of Bacterial Samples
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CHAPTER Env-Dw 1300 ADMINISTRATIVE PROCEDURES FOR GRANTS AND LOANS FROM THE
DRINKING WATER AND GROUNDWATER TRUST FUND

PART Env-Dw 1301 PURPOSE; APPLICABILITY; USE OF STANDARD TERMS

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- Env-Dw 1302.02 “Allonge”
- Env-Dw 1302.03 “Applicant”
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- Env-Dw 1302.05 “Asset maintenance and renewal plan”
- Env-Dw 1302.06 “Authorized representative”
- Env-Dw 1302.07 “Construction”
- Env-Dw 1302.08 “Department”
- Env-Dw 1302.09 “Disbursement”
- Env-Dw 1302.10 “DWGTF attorney”
- Env-Dw 1302.11 “DWGTF financial advisor”
- Env-Dw 1302.12 “Eligible costs”
- Env-Dw 1302.13 “Eligible entity”
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- Env-Dw 1302.15 “Engineering services”
- Env-Dw 1302.16 “Environmental review”
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- Env-Dw 1302.20 “Financial assistance agreement”
- Env-Dw 1302.21 “Governing body”
- Env-Dw 1302.22 “Governmental entity”
- Env-Dw 1302.23 “Grant agreement”
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- Env-Dw 1302.25 “Infrastructure project”
- Env-Dw 1302.26 “Initial loan documents”
- Env-Dw 1302.27 “Initiation of operation”
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- Env-Dw 1302.29 “Maintenance”
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- Env-Dw 1302.35 “Project”
- Env-Dw 1302.36 “Project completion”
- Env-Dw 1302.37 “Project cost”
- Env-Dw 1302.38 “Recipient”
- Env-Dw 1302.39 “Repayment”
- Env-Dw 1302.40 “Replacement”
- Env-Dw 1302.41 “Resident project representative”
- Env-Dw 1302.43 “Scheduled completion date”
- Env-Dw 1302.44 “Security”
- Env-Dw 1302.45 “Source water protection project”
- Env-Dw 1302.46 “State”
- Env-Dw 1302.47 “Substantial completion”

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- Env-Dw 1302.48 “Supplemental loan agreement”
- Env-Dw 1302.49 “User charge”
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PART Env-Dw 1303 PROCEDURES FOR RECEIPT OF DWGTF FUNDS

- Env-Dw 1303.01 Final Application and Project List Procedures
- Env-Dw 1303.02 Final Application Requirements
- Env-Dw 1303.03 Conditions Arising from Application; No Impact on Other Authority
- Env-Dw 1303.04 Applicant’s Authority to Borrow
- Env-Dw 1303.05 Applicant’s Authority to Accept Grant Funds
- Env-Dw 1303.06 Report of Environmental Review
- Env-Dw 1303.07 Establishment and Verification of Revenue Program for Loan Repayment
- Env-Dw 1303.08 Planning Document
- Env-Dw 1303.09 Requirements for Land Acquisition

PART Env-Dw 1304 FINANCIAL ASSISTANCE; PAYMENTS; ACCOUNTING

- Env-Dw 1304.01 Types of Assistance and Related Conditions
- Env-Dw 1304.02 Original Loan Agreements (OLAs) for Governmental Entities
- Env-Dw 1304.03 Initial Loan Documents (ILD) for Non-Governmental Entities
- Env-Dw 1304.04 Grant Agreement (GA) Documents
- Env-Dw 1304.05 Accrual of Interest Charges
- Env-Dw 1304.06 Timely Use of Funds
- Env-Dw 1304.07 Disbursement Requests
- Env-Dw 1304.08 Disbursements
- Env-Dw 1304.09 Assurances for Infrastructure Projects
- Env-Dw 1304.10 Supplemental Loan Agreement for Loans to Governmental Recipients
- Env-Dw 1304.11 Allonge for Loans to Non-Governmental Recipients
- Env-Dw 1304.12 Loan Repayment
- Env-Dw 1304.13 Modifications
- Env-Dw 1304.14 Use of Funds; Return of Funds
- Env-Dw 1304.15 Retainage
- Env-Dw 1304.16 Accounting

PART Env-Dw 1305 ENVIRONMENTAL REVIEW

- Env-Dw 1305.01 Environmental Review Required
- Env-Dw 1305.02 General Procedure

PART Env-Dw 1306 INFRASTRUCTURE PROJECTS: DESIGN, CONSTRUCTION, AND IMPLEMENTATION PHASES

- Env-Dw 1306.01 Applicability
- Env-Dw 1306.02 Consulting Contracts for Expenditures of DWGTF Funds
- Env-Dw 1306.03 Engineering Plans and Specifications
- Env-Dw 1306.04 Construction Contract Documents
- Env-Dw 1306.05 Department Review of Contract Documents
- Env-Dw 1306.06 Bidding Requirements
- Env-Dw 1306.07 Changes to Contract Documents and Project Cost or Scope
- Env-Dw 1306.08 Awarding Construction Contracts
- Env-Dw 1306.09 Recipient’s Obligations for Inspections During Construction
- Env-Dw 1306.10 Department Inspections During Construction
- Env-Dw 1306.11 Testing During Construction
- Env-Dw 1306.12 Construction Phase Submittal
- Env-Dw 1306.13 Final Inspection and Review of Records

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- Env-Dw 1307.01 Purpose
- Env-Dw 1307.02 Procedures
- Env-Dw 1307.03 Content and Format of Requests
- Env-Dw 1307.04 Signature Required
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REVISION NOTE - Env-Dw 100:

Document #10606, effective 6-1-14, readopted with amendments and renumbered former rules Env-Ws 301.01 through Env-Ws 301.03, Part Env-Ws 302, Env-Ws 303.01, and Env-Ws 303.02 under a new subtitle as Chapter Env-Dw 100 entitled “Public Water Systems: Purpose and Applicability; Use of Federal Terms; Special Provisions for Political Subdivisions; and Definitions.” Document #10606 also adopted a new rule Env-Dw 101.03. The redesignation from subtitle Env-Ws to subtitle Env-Dw was done pursuant to a rules reorganization plan for Department rules approved by the Director of the Office of Legislative Services on 9-7-05.

The former rules Env-Ws 301.01 through Env-Ws 301.03, Part Env-Ws 302, Env-Ws 303.01, and Env-Ws 303.02 had last been filed under Document #8498, effective 11-30-05, but they did not expire on 11-30-13 since they were extended pursuant to RSA 541-A:14-a until replaced by the rules in Document #10606, effective 6-1-14.

Document #10606 replaces all prior filings for the former rules Env-Ws 301.01 through Env-Ws 301.03, Part Env-Ws 302, Env-Ws 303.01, and Env-Ws 303.02. The prior filings for these former rules, beginning with Document #6521, effective 6-4-97, which had readopted with amendments the entire Chapter Env-Ws 300, include the following documents:

- #6521, eff 6-4-97 #8360, INTERIM, eff 6-4-05
- #7735, eff 8-2-02 #8498, eff 11-30-05

As organizational rules, the rules in Chapter Env-Dw 100 under Document #10606 will not expire except pursuant to RSA 541-A:17, II.

REVISION NOTE - Env-Dw 200:

Document #10607, effective 6-1-14, adopted Parts Env-Dw 201, 203, 204, and 205, and Env-Dw 202.01 and Env-Dw 202.02, under a new Chapter Env-Dw 200 entitled “Rule Waivers; Confidential Business Information; Hearing Procedures.” Document #10607 also readopted with amendments and renumbered former rule Env-Ws 301.04 entitled “Waivers” under the new subtitle as Env-Dw 202.03 through Env-Dw 202.07. The redesignation from subtitle Env-Ws to subtitle Env-Dw was done pursuant to a rules reorganization plan for Department rules approved by the Director of the Office of Legislative Services on 9-7-05.

The former rule Env-Ws 301.04 had last been filed under Document #8498, effective 11-30-05, but it did not expire on 11-30-13 since it was extended pursuant to RSA 541-A:14-a until replaced by the rules in Document #10607, effective 6-1-14.

Document #10607 replaces all prior filings for the former rule Env-Ws 301.04. The prior filings for this former rule, beginning with Document #6521, effective 6-4-97, which had readopted with amendments the entire Chapter Env-Ws 300, include the following documents:

- #6521, eff 6-4-97
- #8360, INTERIM, eff 6-4-05
- #8498, eff 11-30-05

As practice and procedure rules, the rules in Chapter Env-Dw 200 under Document #10607 will not expire except pursuant to RSA 541-A:17, II.

REVISION NOTE - Env-Dw 300:

Document #11060, effective 4-1-16, adopted Part Env-Dw 301, titled “Definitions”, which consolidated definitions common to the former Part Env-Dw 301 titled “Small Production Wells for Community Water Systems,” Part Env-Dw 302 titled “Large Production Wells for Community Water Systems,” and Part Env-Dw 303 titled “Groundwater Sources for Bottled Water.”

Document #11062, effective 4-1-16, readopted with amendments and renumbered the former Part Env-Dw 301 as Part Env-Dw 305. See Revisions Notes #1 and #2 at the part heading for Part Env-Dw 305 for prior filings affecting the former Part Env-Dw 301.

Document #11061, effective 4-1-16, readopted with amendments Part Env-Dw 302, and Document #11059, effective 4-1-16, readopted with amendments Part Env-Dw 303. See the Revision Notes #1 and #2 at the part headings for Part Env-Dw 302 and Part Env-Dw 303 for prior filings affecting these rules. Although Part Env-Dw 302 had last been filed under Document #9008, effective 10-19-07, and Part Env-Dw 303 had last been filed under Document #8998, effective 9-29-07, these rules, including the definitions, did not expire on 10-19-15 and 9-29-15, respectively. They were extended pursuant to RSA 541-A:14-a until replaced by the rules in Document #11060, #11061, and Document #11059, as appropriate, effective 4-1-16.

REVISION NOTE - Env-Dw 400:

Document #10608, effective 6-1-14, adopted Env-Dw 401.01 through Env-Dw 401.03 within a new Part Env-Dw 401 entitled “PWS Classification; Well Siting Requirements; Hydrogeologic and Engineering Studies” and within a new Chapter Env-Dw 400 entitled “Public Water System Classification and Design.” Document #10608 also readopted with amendments and renumbered former rules Env-Ws 303.04 entitled “Siting Requirements” and Env-Ws 303.06 entitled “Hydrogeologic or Engineering Study” under a new subtitle as Env-Dw 401.04 and Env-Dw 401.05, respectively. The redesignation from subtitle Env-Ws to subtitle Env-Dw was done pursuant to a rules reorganization plan for Department rules approved by the Director of the Office of Legislative Services on 9-7-05.

The former rules Env-Ws 303.03 and Env-Ws 303.06 had last been filed under Document #8498, effective 11-30-05, which had adopted Env-Ws 303.03 and Env-Ws 303.06. These rules did not expire on 11-30-13 since they were extended pursuant to RSA 541-A:14-a until replaced by the rules in Document #10608, effective 6-1-14.

REVISION NOTES - Env-Dw 500:

Document #9411, effective 3-12-09, readopted with amendments and renumbered former Env-Ws 303.03, entitled Permit to Operate, under a new subtitle as Part Env-Dw 501, within a new Chapter Env-Dw 500 entitled Operation and Maintenance. The redesignation from subtitle Env-Ws to subtitle Env-Dw was done pursuant to a rules reorganization plan for Department rules approved by the Director of the Office of Legislative Services on 9-7-05.

Document #9411 replaces all prior filings for rules formerly in Env-Ws 303.03. The prior filings for rules in former Env-Ws 303.03 include the following documents:

- #4875, INTERIM, eff 7-23-90 (as Env-Ws 302.06)
- #4984, eff 11-20-90 (as Env-Ws 302.06)
- #5422, eff 6-22-92 (as Env-Ws 302.07)
- #6521, eff 6-4-97
- #8360, INTERIM, eff 6-4-05
- #8498, eff 11-30-05

Document #9410, effective 3-12-09, readopted with amendments and renumbered former Part Env-Ws 367, entitled Certification of Water Works Operators, under a new subtitle as Part Env-Dw 502. The redesignation from subtitle Env-Ws to subtitle Env-Dw was done pursuant to a rules reorganization plan for Department rules

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approved by the Director of the Office of Legislative Services on 9-7-05. Numbers of former rules under subtitle Env-Ws are cited in the source notes.

Document #9410 replaces all prior filings for rules formerly in Env-Ws 367. The prior filings for rules in former Env-Ws 367 include the following documents:

- #4850, eff 6-25-90
- #5422, eff 6-22-92
- #5873, eff 7-26-94
- #6521, eff 6-4-97
- #7396, eff 11-1-00
- #9297, INTERIM, eff 11-1-08

REVISION NOTES - Env-Dw 600:

#1: Document #9107, effective 3-23-08, readopted with amendments and renumbered former Part Env-Ws 363 titled “Capacity Assurance for Existing Public Water Systems” under a new subtitle as Part Env-Dw 601 titled “Capacity Assurance for Public Water Systems”. Document #9108, effective 3-23-08, readopted with amendments and renumbered former Part Env-Ws 371 entitled “Capacity Assurance for Proposed Public Water Systems” under a new subtitle as Part Env-Dw 602. The redesignation from subtitle Env-Ws to subtitle Env-Dw was done pursuant to a rules reorganization plan for Department rules approved by the Director of the Office of Legislative Services on 9-7-05. The new Chapter Env-Dw 600 was titled “Capacity Assurance.”

Documents #9107 and #9108 replaced all prior filings for rules on capacity assurance formerly in, respectively, Env-Ws 363 and Env-Ws 371. The prior filings for rules on capacity assurance in former Env-Ws 363 and Env-Ws 371 include the following documents:

- Env-Ws 363: #7105, eff 9-23-99, EXPIRED 9-23-07; #8994, INTERIM, eff 9-25-07
- Env-Ws 371: #7105, eff 9-23-99, EXPIRED 9-23-07; #8995, INTERIM, eff 9-25-07

#2: Document #11143, effective 7-26-16, readopted with amendments Chapter Env-Dw 600 and renumbered various rules in the former Env-Dw 600. The new rule numbers in Document #11143 compared to the former rule numbers are shown in the cross-reference table that is posted with these rules.

Document #11143 replaces all prior filings for rules in the former Chapter Env-Dw 600. The rules in the former Chapter Env-Dw 600 which had last been filed under Document #9107 and Document #9108 did not expire on 3-23-16 since they were extended pursuant to RSA 541-A:14-a until replaced by the rules in Document #11143, effective 7-26-16.

REVISION NOTES - Env-Dw 700:

#1: Document #9699, effective 5-1-10, adopted new rules in a new Part Env-Dw 701, and readopted with amendments and renumbered former rules Env-Ws 310.01 and Part Env-Ws 312 through Part Env-Ws 316 under a new subtitle, respectively, as Env-Dw 701.01 and Part Env-Dw 702 through Part Env-Dw 706.

Document #9700, effective 5-1-10, readopted with amendments and renumbered many former rules in Env-Ws 300 under a new subtitle in Env-Dw 700 as follows:

<u>Former Rule</u>	<u>New Rule</u>
Env-Ws 321.01	Env-Dw 707.01
Env-Ws 310.02	Env-Dw 707.02
Env-Ws 321.02	Env-Dw 707.03
Env-Ws 321.03	Env-Dw 707.04
Env-Ws 321.04(a) & (b)	Env-Dw 707.05
Env-Ws 330.01 & 330.02	Env-Dw 707.06-707.08
Env-Ws 321.06, 321.04(c), 321.09-321.15	Env-Dw 708.01-708.08
Env-Ws 321.05	Env-Dw 708.09
Env-Ws 321.16	Env-Dw 708.10

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Env-Ws 321.17	Env-Dw 708.11
Env-Ws 321.18	Env-Dw 708.12
Env-Ws 325	Env-Dw 709
Env-Ws 324	Env-Dw 710
Env-Ws 326.01-326.09	Env-Dw 711.01-711.06(a)
Env-Ws 321.19	Env-Dw 711.06(b)
Env-Ws 326.10	Env-Dw 711.07
Env-Ws 326.11	Env-Dw 711.08
Env-Ws 326.20-326.27	Env-Dw 711.09-711.17
Env-Ws 326.30-326.39 & 326.60	Env-Dw 711.18-711.29
Env-Ws 327.01, 327.02, 327.06, 327.07, 327.10, 327.13, 327.14, 327.40-327.42, 327.45, 327.47, 327.49, 327.51-327.54	Env-Dw 712.01-712.16
Env-Ws 327.70	Env-Dw 712.17
Env-Ws 327.71-327.73, & 327.90	Env-Dw 712.18
Env-Ws 321.08	Env-Dw 712.19
Env-Ws 329	Env-Dw 713

Document #9701, effective 5-1-10, readopted with amendments and renumbered former rules Env-Ws 322.10 and Env-Ws 322.11 under a new subtitle, respectively, as Env-Dw 719.01 through Env-Dw 719.03.

The redesignation from subtitle Env-Ws to subtitle Env-Dw was done pursuant to a rules reorganization plan for Department rules approved by the Director of the Office of Legislative Services on 9-7-05.

Documents #9699, #9670, and #9671 replaced all prior filings for the former rules as cited above. The prior filings for these former rules, beginning with Document #6521, eff 6-4-97, which had readopted with amendments the entire Chapter Env-Ws 300, include the following documents:

<u>Env-Ws 310</u> #6521, eff 6-4-97 #8360, INTERIM, eff 6-4-05 #8474, eff 11-30-05	<u>Env-Ws 322</u> #6521, eff 6-4-97 #7501, eff 6-5-01 #9473, INTERIM, eff 6-5-09 #9606, EMERGENCY, eff 12-1-09
<u>Env-Ws 312, 313, and 314</u> #6521, eff 6-4-97 #8360, INTERIM, eff 6-4-05 #8474, eff 11-30-05	<u>Env-Ws 324</u> #8040, eff 2-14-04
<u>Env-Ws 315</u> #6521, eff 6-4-97 #7735, eff 8-2-02 #8360, INTERIM, eff 6-4-05 #8474, eff 11-30-05	<u>Env-Ws 325 and 326</u> #6521, eff 6-4-97 #7501, eff 6-5-01 #9473, INTERIM, eff 6-5-09 #9606, EMERGENCY, eff 12-1-09
<u>Env-Ws 316</u> #6521, eff 6-4-97 #7645, eff 2-8-02 #8360, INTERIM, eff 6-4-05 #8474, eff 11-30-05	<u>Env-Ws 327</u> #6521, eff 6-4-97 #7501, eff 6-5-01 #7735, eff 8-2-02 #8351, eff 5-14-05 #9473, INTERIM, eff 6-5-09 #9606, EMERGENCY, eff 12-1-09
<u>Env-Ws 321</u> #6521, eff 6-4-97 #7352, eff 8-24-00 #7501, eff 6-5-01 #8040, eff 2-14-04 #9473, INTERIM, eff 6-5-09 #9606, EMERGENCY, eff 12-1-09	<u>Env-Ws 329 and 330</u> #6521, eff 6-4-97 #7501, eff 6-5-01 #9473, INTERIM, eff 6-5-09 #9606, EMERGENCY, eff 12-1-09

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Parts Env-Ws 309, 311, 317 through 320, 323, and 328 had already been deleted and the numbers reserved by filings prior to Documents #9699, #9670, and #9671.

#2: Document #9619, effective 1-1-10, adopted rules in a new Part Env-Dw 715, which was intended to replace the former rules in Part Env-Ws 382. Document #9733, effective 6-24-10, subsequently repealed the former rules Env-Ws 382.

Part Env-Dw 715 in Document #9619, upon the repeal of the former rules in Part Env-Ws 382, replaced all prior filings for the former rules. The prior filings for the former rules Env-Ws 382 include the following documents:

#7735, eff 8-2-02 #8351, eff 5-14-05

Document #9620, effective 1-1-10, adopted rules in a new Part Env-Dw 716, which was intended to replace the former rules in Part Env-Ws 380. Document #9732, effective 6-24-10, subsequently repealed the former rules Env-Ws 380.

Part Env-Dw 716 in Document #9620, upon the repeal of the former rules in Part Env-Ws 380, replaced all prior filings for the former rules. The prior filings for the former rules Env-Ws 380 include the following documents:

#6521, eff 6-4-97 #7754, eff 8-21-02 #8352, eff 5-14-05

#3: Document #9760, effective 7-30-10, adopted some new rules in a new Part Env-Dw 720, and readopted with amendments and renumbered some former rules in Env-Ws 300 in the new Part Env-Dw 720, as follows:

<u>Former Rule</u>	<u>New Rule</u>
Env-Ws 303.05	Env-Dw 720.01
Env-Ws 306.01	Env-Dw 720.02
Env-Ws 306.02	Env-Dw 720.03-720.06
(no former rule)	Env-Dw 720.07-720.09

Documents #9760 replaced all prior filings for the former rules as cited above. The prior filing for Env-Ws 303.05 and Env-Ws 306.02 was in Document #8498, effective 11-30-05. The prior filings for Env-Ws 306.02 include the following documents:

#6521, eff 6-4-97 #8360, INTERIM, eff 6-4-05 #8498, eff 11-30-05

#4: Document #9859, effective 2-8-11, adopted rules in a new Part Env-Dw 714, which was intended to replace the former rules in Part Env-Ws 381 entitled “Corrosion Control Treatment, Lead and Copper Action Levels.” The former rules Env-Ws 381 expired 1-31-11.

Part Env-Dw 714 in Document #9859 replaced all prior filings for the former rules. The prior filings for the former rules Env-Ws 381, beginning with Document #5422, eff 6-22-92, include the following documents:

#5422, eff 6-22-92 #5873, eff 7-26-94 #6521, eff 6-4-97
#7734, eff 8-2-02 #8351, eff 5-14-05 #9598, eff 11-21-09
#9757, INTERIM, eff 8-2-10, EXPIRED 1-31-11

#5: Document #10617, effective 6-1-14, amended Env-Dw 701.01 introduction and paragraph (j), and adopted new rules Env-Dw 701.04 and Env-Dw 701.05.

Document #10617 also:

- Readopted with amendments and renumbered former Env-Ws 304.01, entitled “Recordkeeping Responsibility”, under a new subtitle as Part Env-Dw 718, entitled “Recordkeeping Requirements;”
- Readopted with amendments and renumbered former Part Env-Ws 341, entitled “Variances and Exemptions”, and Part Env-Ws 343, entitled “Exemptions Issued by the Department”, as Env-Dw 721, entitled “Exemptions;” and
- Readopted with amendments and renumbered former Part Env-Ws 345, entitled “Best Available Technology, Treatment Techniques, or Other Means Generally Available”; former Part Env-Ws 346, entitled “Best Available Treatment (BAT) for Inorganic Chemicals”; and former Part Env-Ws 347, entitled

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“Best Available Treatment-Organics”, as Part Env-Dw 722, entitled “Best Available Technology and treatment Techniques”.

The redesignation from subtitle Env-Ws to subtitle Env-Dw for the rules above was done pursuant to a rules reorganization plan for Department rules approved by the Director of the Office of Legislative Services on 9-7-05.

The former Env-Ws 304.01, and former Parts Env-Ws 341, 343, 345, 346, and 347, had last been filed under Document #8498 or #8497, effective 11-30-05, as noted below. These former rules did not expire on 11-30-13 since they were extended pursuant to RSA 541-A:14-a until replaced by the rules in Document #10617, effective 6-1-14.

Document #10617 replaces all prior filings for the former rule Env-Ws 304.01 and the rules formerly in Env-Ws 341, 343, 345, 346, and 347. The prior filings for these former rules, beginning with Document #6521, effective 6-4-97, which had readopted with amendments the entire Chapter Env-Ws 300, include the following documents:

Env-Ws 304.01

#6521, eff 6-4-97 (as Env-Ws 304.10)
#8360, INTERIM, eff 6-4-05 (as Env-Ws 304.10)
#8498, eff 11-30-05

Env-Ws 341 & Env-Ws 343

#6521, eff 6-4-97
#8360, INTERIM, eff 6-4-05
#8497, eff 11-30-05

Env-Ws 346

#6521, eff 6-4-97
#7645, eff 2-8-02
#7735, eff 8-2-02
#8360, INTERIM, eff 6-4-05
#8497, eff 11-30-05

Env-Ws 345

#6521, eff 6-4-97
#8040, eff 2-14-04
#8360, INTERIM, eff 6-4-05
#8497, eff 11-30-05

Env-Ws 347

#6521, eff 6-4-97
#7261, eff 5-4-00
#8360, INTERIM, eff 6-4-05
#8497, eff 11-30-05

#6: Document #10618, effective 6-1-14, readopted with amendments and renumbered former Part Env-Ws 308, entitled “Criteria and Procedures for Non-Central Treatment”, under a new subtitle as Part Env-Dw 723, entitled “Non-Central Treatment”. The redesignation from subtitle Env-Ws to subtitle Env-Dw was done pursuant to a rules reorganization plan for Department rules approved by the Director of the Office of Legislative Services on 9-7-05.

The former Part Env-Ws 308 had last been filed under Document #8498, effective 11-30-05. The rules in the former Part Env-Ws 308 did not expire on 11-30-13 but were extended pursuant to RSA 541-A:14-a until replaced by the rules in Document #10618, effective 6-1-14.

Document #10618 replaces all prior filings for rules formerly in Env-Ws 308. The prior filings for rules in the former Env-Ws 308, beginning with Document #6521, effective 6-4-97, which had readopted with amendments the entire Chapter Env-Ws 300, include the following documents:

#6521, eff 6-4-97 #8360, INTERIM, eff 6-4-05 #8498, eff 11-30-05

#7: Document #12668, effective 1-1-19, effectively readopted with amendments Part Env-Dw 710, Part Env-Dw 711, Part Env-Dw 712, and Part Env-Dw 713. Document #12668 replaces all prior filings for the former rules affecting these Parts.

Document #12668 deleted the existing rule Env-Dw 711.29 titled “Reporting and Compliance for Nitrite” by not readopting it, as the subject matter is addressed in paragraph (b) in Env-Dw 711.24 titled “Monitoring and Reporting for Nitrite.”

Document #12668 also adopted a new rule Env-Dw 712.01 titled “Definitions”, which necessitated the renumbering of the existing rules in Part Env-Dw 712. The source notes for the rules in Part Env-Dw 712 after Env-Dw 712.01 indicate the former rule number. Document #12668 also readopted with amendments and

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renumbered Env-Dw 712.19 titled “VOC and SOC Chemical Monitoring Waivers” as 3 rules—Env-Dw 712.20 titled “VOC Contaminants Monitoring Waivers”, Env-Dw 712.21 titled “SOC Contaminants Monitoring Waivers”, and Env-Dw 712.22 titled “VOC and SOC Contaminants Monitoring Waivers; Duration, Conditions, Renewal, Revocation.” The source notes for Env-Dw 712.20, Env-Dw 712.21, and Env-Dw 712.22 therefore contain filing history information for the former Env-Dw 712.19.

Most of the existing rules in Part Env-Dw 710, Part Env-Dw 711, Part Env-Dw 712, and Part Env-Dw 713 had last been filed under Document #9700, effective 5-1-10. The former rules did not expire on 5-1-18 but were extended pursuant to RSA 541-A:14-a until replaced by the rules in Document #12668, effective 1-1-19.

REVISION NOTE - Env-Dw 800:

Document #9730, effective 6-30-10, readopted with amendments and renumbered many former rules in Chapter Env-Ws 300, and adopted new rules, under a new subtitle in Chapter Env-Dw 800, as follows:

<u>Former Rule</u>	<u>New Rule</u>
Env-Ws 351.01	Env-Dw 801.01
Env-Ws 354.01	Env-Dw 801.02(a) and (b)
Env-Ws 351.02(b)-(d)	Env-Dw 801.02(c)-(e)
Env-Ws 351.02(a)	Env-Dw 801.03
Env-Ws 351.03	Env-Dw 801.04-801.07
Env-Ws 351.04	Env-Dw 801.08 and Env-Dw 801.09
(no former rule)	Env-Dw 801.10
Env-Ws 351.05	Env-Dw 801.11 and Env-Dw 801.12
(no former rule)	Env-Dw 801.13
Env-Ws 351.08	Env-Dw 801.14
Env-Ws 351.06	Env-Dw 801.15
(no former rule)	Env-Dw 801.16
Env-Ws 351.09-351.13	Env-Dw 801.17-801.19
(no former rule)	Env-Dw 801.20
Env-Ws 351.07	Env-Dw 802.01-802.06 intro.
Env-Ws 352.14(a)-(f)	Env-Dw 801.06(a)-(f)
Env-Ws 359.01	Env-Dw 803.01
(no former rule)	Env-Dw 803.02
(no former rule)	Env-Dw 803.03
Env-Ws 355.01-355.04	Env-Dw 804.01-804.04
Env-Ws 355.05	Env-Dw 805.01-805.05
Env-Ws 355.06	Env-Dw 805.06
Env-Ws 356.01	Env-Dw 806.01-806.17
Env-Ws 357.01	Env-Dw 807.01-807.28
Env-Ws 357.02	Env-Dw 808.01-808.34
Env-Ws 357.03 and Env-Ws 357.04	Env-Dw 809.01-809.11
Env-Ws 358.01	Env-Dw 810.01
(no former rule)	Env-Dw 810.02
Env-Ws 352.01-352.10	Env-Dw 811.01-811.10
Env-Ws 352.11	Env-Dw 811.11-811.14
(no former rule)	Env-Dw 811.15
Env-Ws 352.12	Env-Dw 811.16
Env-Ws 352.13	Env-Dw 811.17
Env-Ws 352.14 intro. and Env-Ws 352.15	Env-Dw 811.18 and Env-Dw 811.19
Env-Ws 352.16	Env-Dw 811.20
Env-Ws 352.17 and Env-Ws 352.18	Env-Dw 811.21 and Env-Dw 811.22

The redesignation from subtitle Env-Ws to subtitle Env-Dw was done pursuant to a rules reorganization plan for Department rules approved by the Director of the Office of Legislative Services on 9-7-05.

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Document #9730 replaces all prior filings for the former rules as cited above. The prior filings for these former rules, beginning with Document #6521, eff 6-4-97, which had readopted with amendments the entire Chapter Env-Ws 300, include the following documents:

Env-Ws 351 and 352

#6521, eff 6-4-97
#7545, eff 1-1-02
#8351, eff 5-14-05
#8352, eff 5-14-05
#9618, INTERIM, eff 1-1-10

Env-Ws 354

#6521, eff 6-4-97
#7545, eff 1-1-02
#9618, INTERIM, eff 1-1-10

Env-Ws 355

#6521, eff 6-4-97
#7545, eff 1-1-02
#8040, eff 2-14-04
#9618, INTERIM, eff 1-1-10

Env-Ws 356

#6521, eff 6-4-97
#7545, eff 1-1-02
#7645, eff 2-8-02
#9618, INTERIM, eff 1-1-10

Env-Ws 357

#6521, eff 6-4-97
#7261, eff 5-4-00
#7545, eff 1-1-02
#9618, INTERIM, eff 1-1-10

Env-Ws 358 and 359

#6521, eff 6-4-97
#7545, eff 1-1-02
#9618, INTERIM, eff 1-1-10

REVISION NOTE - Env-Dw 900:

#1: Document #8747, effective 10-28-06, readopted with amendments and renumbered former Part Env-Ws 420, entitled Groundwater Reclassification, under a new subtitle as Part Env-Dw 901. The redesignation from subtitle Env-Ws to subtitle Env-Dw was done pursuant to a rules reorganization plan for Department rules approved by the Director of the Office of Legislative Services on 9-7-05.

Document #8747 replaces all prior filings for rules formerly in Env-Ws 420. The prior filings for rules in former Env-Ws 420 include the following documents:

#5542, eff 12-24-92
#6921, eff 12-24-98

#2: Document #10602, effective 5-20-14, readopted with amendments and renumbered former Part Env-Ws 386, titled “Rules for Protecting the Purity of Regulated Watersheds”, and also adopted new rules, under a new subtitle as Part Env-Dw 902, titled “Protecting the Purity of Surface Water Sources of Drinking Water”. The redesignation from subtitle Env-Ws to subtitle Env-Dw was done pursuant to a rules reorganization plan for Department rules approved by the Director of the Office of Legislative Services on 9-7-05.

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Most of the existing rules in Env-Ws 386 had last been filed under Document #8500, effective 11-30-05, but they did not expire on 11-30-13 but were extended pursuant to RSA 541-A:14-a until replaced by the rules in Document #10602, effective 5-20-14.

Document #10602 replaces all prior filings for rules in the former Env-Ws 386. The prior filings for these former rules, beginning with Document #6521, effective 6-4-97, which had readopted with amendments the entire Chapter Env-Ws 300, include the following documents:

#6521, eff 6-4-97
#7508, eff 6-21-01
#7590, EMERGENCY, eff 11-18-01, EXPIRED 5-7-02
#8360, INTERIM, eff 6-4-05
#8500, eff 11-30-05
#8969, eff 8-24-07

REVISION NOTE - Env-Dw 1000:

#1: This part [Env-Dw 1001] was formerly designated Env-Ws 393 entitled Public Water Supply Grants. Document #8479, effective 11-30-05, readopted with amendments Env-Ws 393. This part was subsequently redesignated editorially with a new subtitle as Env-Dw 1001, entitled Grants for Surface Water Treatment, Regional Water Systems, and Groundwater Investigations, within a new Chapter Env-Dw 1000, entitled Grants for Public Water Systems, pursuant to a rules reorganization plan for Department rules approved by the Director of the Office of Legislative Services on 9-7-05. The numerals of the rules remained unchanged, and the source notes for the rules under Document #8479 refer to those numbers under the subtitle Env-Ws.

#2: Document #9490, effective 6-23-09, readopted with amendments and renumbered former Part Env-Ws 394, entitled Water Supply Land Grant Program, under a new subtitle as Part Env-Dw 1002 entitled Water Supply Land Protection Grant Program within a new Chapter Env-Dw 1000 entitled Grants for Public Water Systems. The redesignation from subtitle Env-Ws to subtitle Env-Dw was done pursuant to a rules reorganization plan for Department rules approved by the Director of the Office of Legislative Services on 9-7-05.

Document #9490 replaces all prior filings for rules formerly in Env-Ws 394. The prior filings for rules in former Env-Ws 394 include the following documents:

#7400, INTERIM, eff 11-3-00, EXPIRED: 5-2-01 #7487, eff 5-3-01 #9461, INTERIM, eff 5-3-09

REVISION NOTE - ENV-DW 1100:

Document #8702, effective 8-24-06, readopted with amendments and renumbered former Parts Env-C 510 through Part Env-C 521, the State Drinking Water Revolving Loan Fund Program, under a new subtitle as Chapter Env-Dw 1100. The redesignation from subtitle Env-C to subtitle Env-Dw was done pursuant to a rules reorganization plan for Department rules approved by the Director of the Office of Legislative Services on 9-7-05.

Document #8702 replaces all prior filings for rules formerly in Env-C 510 through Env-C 521. The prior filings for rules in former Env-C 510 through Env-C 521 include the following documents:

#6620, INT, eff. 11-15-97, EXP: 3-15-9 #6697, eff. 2-25-98 #8575, INT, eff. 2-25-06, EXP: 8-24-06

NO REVISION NOTES FOR Env-Dw 1200 OR Env-Dw 1300