

**GENERAL ASSEMBLY OF NORTH CAROLINA**  
**SESSION 2017**

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**HOUSE BILL 667**

Short Title: Drinking Water Wholesalers Testing and Eval. (Public)

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Sponsors: Representative Zachary.

*For a complete list of sponsors, refer to the North Carolina General Assembly web site.*

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Referred to: Environment

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April 11, 2017

A BILL TO BE ENTITLED

1 AN ACT TO PROVIDE MORE EFFECTIVE TESTING AND EVALUATION OF  
2 DISINFECTION BYPRODUCTS FOR WHOLESALERS AND PURCHASERS OF  
3 DRINKING WATER.  
4

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** On the effective date of the revised permanent rule that the  
7 Environmental Management Commission is required to adopt pursuant to Section 3 of this act,  
8 the Commission and the Department of Environmental Quality shall implement 15A NCAC  
9 18C .1502 (Monitoring of Consecutive Public Water Systems) as provided in Section 2 of this  
10 act.

11 **SECTION 2.** Notwithstanding 15A NCAC 18C .1502, the Director of the Division  
12 of Water Resources shall require public water systems that (i) supply water to one or more  
13 other public water systems and (ii) obtain all or part of their water from surface water sources  
14 to conduct sampling and analysis for applicable disinfection byproducts at or near all points of  
15 delivery to consecutive systems and provide the consecutive system with the sampling results.  
16 Consecutive systems providing water to other consecutive systems shall conduct sampling and  
17 analysis for applicable disinfection byproducts at or near all points of delivery to those other  
18 consecutive systems and provide the other consecutive systems with the sampling results. If the  
19 sampling results exceed the maximum contaminant level (MCL) for any applicable disinfection  
20 byproduct, the supplying water system and any consecutive water systems shall complete a  
21 joint operational evaluation signed by a responsible official for each water system participating  
22 in the evaluation. Representatives from all participating water systems shall meet no less  
23 frequently than quarterly to evaluate the effectiveness of measures implemented based on the  
24 operational evaluation until all water systems have meet the MCL for all applicable disinfection  
25 byproducts for four consecutive calendar quarters. For purposes of this section, "applicable  
26 disinfection byproducts" shall mean TTHMs (Total Trihalomethanes) and HAA5 (Haloacetic  
27 Acids), as those terms are more particularly defined in the Stage 2 Disinfection Byproducts  
28 Rule issued by the United States Environmental Protection Agency (71 FR 388, January 4,  
29 2006).

30 **SECTION 3.** The Environmental Management Commission shall adopt rules to  
31 amend 15A NCAC 18C .1502 (Monitoring of Consecutive Public Water Systems) consistent  
32 with Section 2 of this act. Notwithstanding G.S. 150B-19(4), the rule adopted by the  
33 Commission pursuant to this section shall be substantively identical to the provisions of Section  
34 2 of this act. Rules adopted pursuant to this section are not subject to Part 3 of Article 2A of  
35 Chapter 150B of the General Statutes. Rules adopted pursuant to this section shall become



1 effective as provided in G.S. 150B-21.3(b1) as though 10 or more written objections had been  
2 received as provided by G.S. 150B-21.3(b2).

3       **SECTION 4.** This act is effective when it becomes law. Section 2 of this act  
4 expires on the date that rules adopted pursuant to Section 3 of this act become effective.