

ASSEMBLY BILL

No. 2049

Introduced by Assembly Member Dahle

February 20, 2014

An act to amend Section 116380 of the Health and Safety Code, relating to drinking water.

LEGISLATIVE COUNSEL'S DIGEST

AB 2049, as introduced, Dahle. Drinking water: point-of-entry and point-of-use treatment systems.

Existing law, the California Safe Drinking Water Act, imposes on the State Department of Public Health various responsibilities and duties relating to providing a dependable, safe supply of drinking water. Existing law requires the department to adopt regulations to implement the California Safe Drinking Water Act, and to enforce provisions of the federal Safe Drinking Water Act, including requirements governing the use of point-of-entry and point-of-use treatment in lieu of centralized treatment where it can be demonstrated that centralized treatment is not immediately economically feasible. Existing law limits the use of these alternate treatment methods to water systems with less than 200 service connections.

This bill would, instead, limit the use of point-of-entry and point-of-use treatment to water systems with less than 500 service connections.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 116380 of the Health and Safety Code
2 is amended to read:

3 116380. (a) In addition to the requirements set forth in Section
4 116375, the regulations adopted by the department pursuant to
5 Section 116375 shall include requirements governing the use of
6 point-of-entry and point-of-use treatment by public water systems
7 in lieu of centralized treatment where it can be demonstrated that
8 centralized treatment is not immediately economically feasible,
9 limited to the following:

10 (1) Water systems with less than ~~200~~ 500 service connections.

11 (2) Usage allowed under the federal Safe Drinking Water Act
12 and its implementing regulations and guidance.

13 (3) Water systems that have submitted preapplications with the
14 State Department of Public Health for funding to correct the
15 violations for which the point-of-entry and point-of-use treatment
16 is provided.

17 (b) The department shall adopt emergency regulations governing
18 the permitted use of point-of-entry and point-of-use treatment by
19 public water systems in lieu of centralized treatment.

20 (1) The emergency regulations shall comply with Section
21 116552, and shall comply with all of the requirements set forth in
22 subdivision (a) applicable to nonemergency regulations, but shall
23 not be subject to the rulemaking provisions of the Administrative
24 Procedure Act (Chapter 3.5 (commencing with Section 11340) of
25 Part 1 of Division 3 of Title 2 of the Government Code). The
26 emergency regulations shall take effect when filed with the
27 Secretary of State, and shall be published in the California Code
28 of Regulations.

29 (2) The emergency regulations adopted pursuant to this
30 subdivision shall remain in effect until the earlier of January 1,
31 2014, or the effective date of regulations adopted pursuant to
32 subdivision (a).

O