

CHAPTER 8

HEALTH AND ENVIRONMENT

HOUSE BILL 99-1053

BY REPRESENTATIVES Ament, Johnson, Coleman, Hoppe, Kester, Larson, Lee, Mace, Miller, Paschall, Smith, and Young;
also SENATORS Dennis, Arnold, and Teck.

AN ACT

CONCERNING EXEMPTIONS UNDER THE FEDERAL "SAFE DRINKING WATER ACT".

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. 25-1-107 (1) (x) (VII), Colorado Revised Statutes, is amended, and the said 25-1-107 (1) is further amended BY THE ADDITION OF A NEW PARAGRAPH, to read:

25-1-107. Powers and duties of the department - repeal. (1) The department has, in addition to all other powers and duties imposed upon it by law, the following powers and duties:

(x) (VII) Except as otherwise provided in the federal "Safe Drinking Water Act", the provisions of this section shall apply to each public water system in this state. ~~except that~~ The provisions of this section shall not apply to a public water system THAT:

(A) ~~Which~~ Consists only of distribution and storage facilities (and does not have any collection and treatment facilities);

(B) ~~Which~~ Obtains all of its water from, but is not owned or operated by, a public water system to which such regulations apply;

(C) ~~Which~~ Does not sell water to any person; ~~and~~

(C.5) DOES NOT AUTHORIZE INCIDENTAL USE OF UNTREATED WATER; AND

(D) ~~Which~~ Is not a carrier ~~which~~ THAT conveys passengers in interstate commerce.

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

(x.2) TO NOT REQUIRE THE UNDERTAKING OF A SURVEY, CERTIFICATION, OR ANY OTHER FEDERAL REPORTING REQUIREMENTS FOR PUBLIC WATER SYSTEMS SUBJECT TO THE FEDERAL "SAFE DRINKING WATER ACT" WHEN THOSE WATER SYSTEMS QUALIFY FOR EXCLUSIONS FROM THE DEFINITION OF A PUBLIC WATER SYSTEM UNDER THE FEDERAL "SAFE DRINKING WATER ACT".

SECTION 2. Effective date. This act shall take effect July 1, 1999.

SECTION 3. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: March 5, 1999