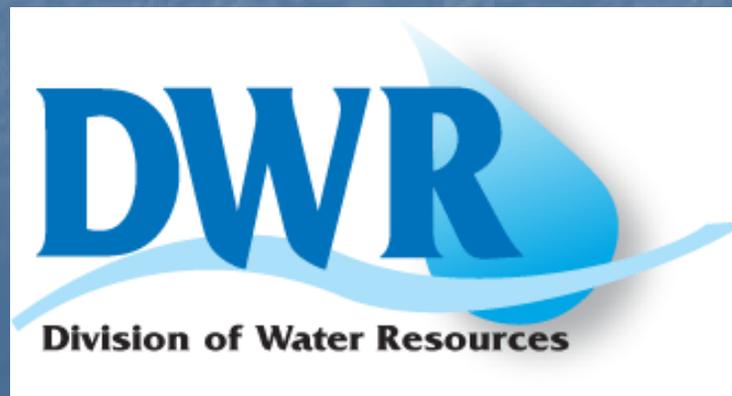


Definition of “Public Water Supply System”

Tom Fransen

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Division Recommendation

- “Public water supply system” is synonymous to “public water system”.
- Define “public water supply system” using the same definition as “public water system” as defined in the *Rules Governing Public Water Systems* T15A:18C.0100

Background

- Brunswick County's attorney requested a clarification of the scope of *public water supply system*.
- The Attorney General's office concluded the term *public water supply system* is ambiguous and it is within the discretion of the EMC to interpret the term.

How is “public water supply system” used in §143-215.22L?

- The term is used once in section (c)(3) as one of the parties that need to be notified.
- In section (n)(7) the term is used twice to clarify who needs to be a co-applicant.

Staff Conclusions

- We could not determine the intent of the General Assembly in the use of the two terms.
- Most people view the terms as synonymous. It will lead to confusion to define them differently.

Why use **Rules Governing Public Water Systems'**

- The term “public water system” is already defined and accepted.
- There will be no need to setup a new process to identify and track systems.
- In 2007 the General Assembly's changes were to make the statute more inclusive. The recommendation meets that objective.

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Questions?

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