

# ASSEMBLY, No. 1348

## STATE OF NEW JERSEY 216th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2014 SESSION

**Sponsored by:**

**Assemblywoman LINDA STENDER**

**District 22 (Middlesex, Somerset and Union)**

**Assemblyman JOHN F. MCKEON**

**District 27 (Essex and Morris)**

**Assemblywoman ANNETTE QUIJANO**

**District 20 (Union)**

**Assemblywoman VALERIE VAINIERI HUTTLE**

**District 37 (Bergen)**

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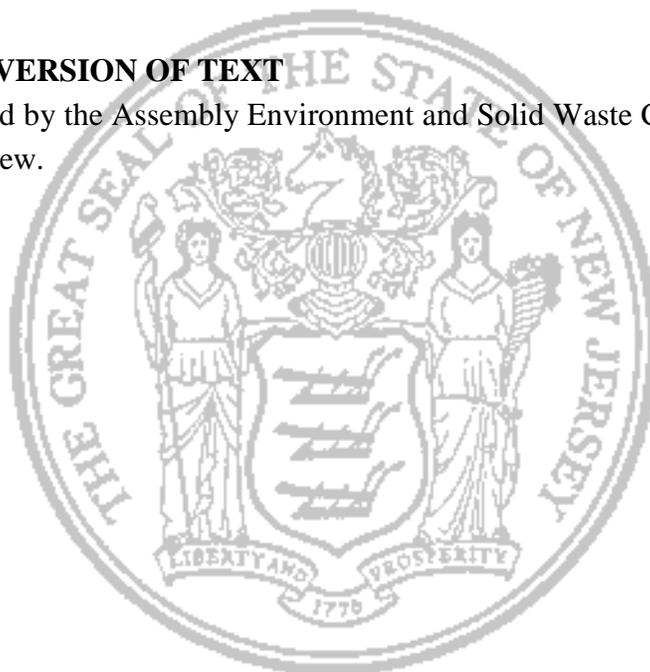
**Assemblywomen Pinkin, Jimenez and Assemblyman Wimberly**

**SYNOPSIS**

Requires boil water notices to be provided by certain public water systems via telephone, email or text message.

**CURRENT VERSION OF TEXT**

As reported by the Assembly Environment and Solid Waste Committee with technical review.



**(Sponsorship Updated As Of: 5/23/2014)**

1 AN ACT concerning boil water notices and supplementing the "Safe  
2 Drinking Water Act," P.L.1977, c.224 (C.58:12A-1 et seq.).

3

4 **BE IT ENACTED** by the Senate and General Assembly of the State  
5 of New Jersey:

6

7 1. a. Whenever any public water system experiences an  
8 emergency or other condition that requires the issuance of a boil  
9 water notice, the owner or operator shall provide notice to the  
10 public that a boil water notice is in effect. The owner or operator of  
11 the public water system shall notify the public of the boil water  
12 notice as soon as possible, but in no case later than 24 hours after  
13 the public water system learns of the emergency or other condition.

14 b. (1) Commencing on the 90th day after the effective date of  
15 P.L. , c. (C. ) (pending before the Legislature as this bill), the  
16 owner or operator of the public water system shall notify its  
17 customers of a boil water notice via the preferred means of contact  
18 of each customer of the public water system, in addition to any  
19 other notice required by State or federal law. If a customer does not  
20 return the solicitation provided for in paragraph (2) of this  
21 subsection or otherwise specify a preferred means of contact, and  
22 the public water system has a telephone number on file for the  
23 account, the owner or operator of the public water system shall  
24 notify the customer of a boil water notice via telephone. The public  
25 water system shall also post notice of the boil water notice on any  
26 website that the public water system maintains for the public or its  
27 customers.

28 (2) Within 60 days after the effective date of P.L. , c. (C. )  
29 (pending before the Legislature as this bill), the owner or operator  
30 of the public water system shall include in the water bills issued by  
31 the system for each customer a solicitation for the customer's  
32 preferred means of contact. The solicitation shall request a  
33 customer to (a) identify the preference for a telephone call,  
34 electronic mail, or text message, and (b) specify one telephone  
35 number or one electronic mail address as the customer's preferred  
36 means of contact. If the system issues its water bills less frequently  
37 than every two months, the solicitation shall be included in the bill  
38 next issued following the effective date of P.L. , c. (C. )  
39 (pending before the Legislature as this bill). It shall be the  
40 responsibility of the customer to notify the owner or operator of the  
41 public water system of a change in the preferred method of contact  
42 provided pursuant to this paragraph. A public water system shall  
43 have or acquire the capability to notify its customers of a boil water  
44 notice by telephone, electronic mail, and text message.

45 c. The notice provided pursuant to this section shall contain the  
46 name of the public water system affected, the geographical area  
47 affected, the date of the occurrence giving rise to the boil water

1 notice, the consumer corrective measures to be taken, and a  
2 telephone number where customers may reach an appropriate party  
3 to address questions or other concerns about the boil water notice or  
4 the situation necessitating issuance of the notice.

5 d. The owner or operator of the public water system shall be  
6 responsible for rescission of the boil water notice. Notice of the  
7 rescission of a boil water notice shall be provided in the manner  
8 prescribed for notice in paragraph (1) of subsection b. of this  
9 section.

10 e. As used in this section:

11 "Boil water notice" means a Tier 1 Public Notice required  
12 pursuant to the United States Environmental Protection Agency's  
13 National Primary Drinking Water Regulations at Section 141,  
14 subpart Q of title 40, Code of Federal Regulations.

15 "Public transient noncommunity water system" means a public  
16 water system that is not a public community water system or a  
17 public nontransient noncommunity water system and that serves at  
18 least 25 transient individuals for at least 60 days in any given  
19 calendar year.

20 "Public water system" means the same as the term is defined in  
21 section 3 of P.L.1977, c.224 (C.58:12A-3), except that it shall not  
22 include a public transient noncommunity water system.

23

24 2. This act shall take effect immediately.