

# DRINKING WATER ENFORCEMENT

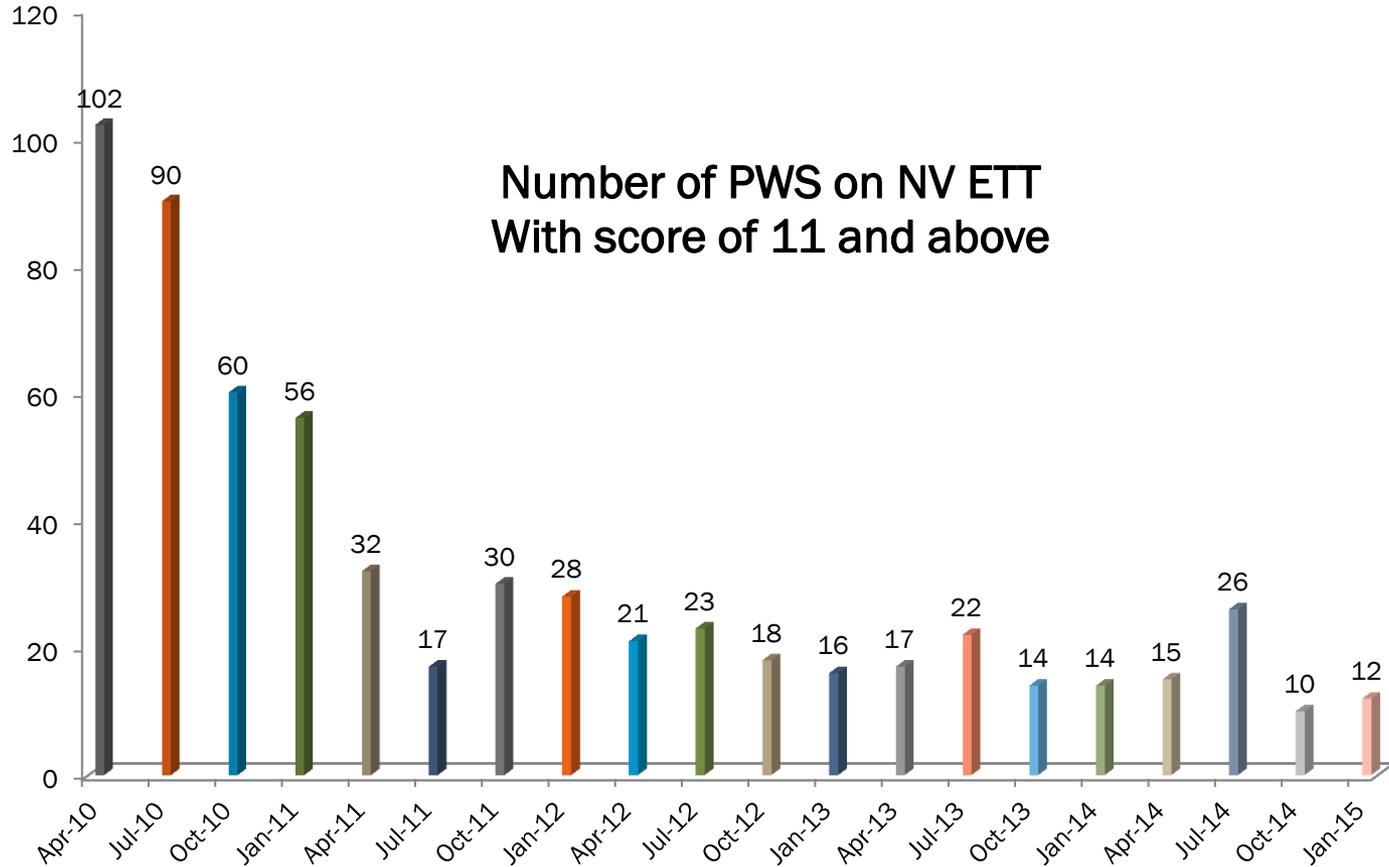
YOUR STATE'S PERSPECTIVE

Nevada Rural Water Association  
Conference  
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Jennifer L. Carr, PE, CEM, CPM  
Chief, Bureau of Safe Drinking Water



# ETT TRENDS FOR NEVADA



# WHAT WE REPORT TO US EPA:

Quarterly:

ETT Report – Narrative Status Updates

Semi-Annually:

Violations of Administrative Orders

Do you have an AO or an AOC?

Are you tracking your Ordered Deadlines?

Ask for extension **BEFORE** the deadline passes!!



# WHO'S IN THE TOP 12? (JANUARY 2015)

PWS ID	PWS Name	ETT Score	Returned to Compliance?
NV0000928	LAMOILLE VALLEY PLAZA	100	N
NV0000767	ROSEMOUNT WATER CO	86	N
NV0005028	SHOSHONE ESTATES WATER CO INC	84	N
NV0000319	ROARK ESTATES WATER ASSOC	63	N
NV0000058	WILDES MANOR	61	N
NV0000399	WINDMILL RIDGE RESTAURANT AND LODGE	31	N
NV0004065	WASHOE VALLEY MEETINGHOUSE FACILITY LDS	31	N
NV0005061	VERDI BUSINESS PARK WATER CO OP	26	Y
NV0000303	OLD RIVER WATER COMPANY	17	N
NV0000351	SOUTH CRESTVIEW HOMEOWNERS	11	Y
NV0004071	SPENCER W KIMBALL SCOUT RESERVATION	11	<11
NV0004096	LONE MOUNTAIN STATION	11	<11



# WHO ELSE SHOULD PAY ATTENTION?

PWS ID	PWS Name	ETT Score
NV0000015	CARSON CITY PUBLIC WORKS	9
NV0000006	LANDER CO SEWER AND WATER DIST 2 AUSTIN	9
NV0000386	TOWER PIZZA	10
NV0002028	LAHONTAN DAM STATE PARK	10
NV0000242	WEED HEIGHTS DEVELOPMENT	9

It does not take much to go above 11 points from here.

If you want the detail on violations that are contributing to your points, ***contact your BSDW Facility Manager!***



# 2013 LEGISLATIVE ACTIVITY FOR BSDW

Amendments to Public Water Systems Law

NRS 445A.800-445A.955

Clarified Existing *Implied* Enforcement Authority & Made it *Explicit*

Clarified *Expectations* for both sides – if a PWS (or an Operator) is in Violation of a Law, what actions/reactions should be expected?



# CHANGE IS AFOOT.....

We are using our updated Enforcement Authority.

## Enforcement Priorities:

- Failure to comply with a prior AOC.
- Potential or Direct Impact to Public Health.
- Construction of Infrastructure without Engineering Design Review and Approval.



# WHAT ELSE IS CHANGING?

Former Approach (AOC) → New Approach (AO)

Protracted Timelines → Streamlined Process  
to get AOCs negotiated

## Administrative Orders Include:

- Requirements for routine activities (i.e. 1/4ly PN)
- Requirements to resolve violations
- Requirement to arrange to meet and “show cause” why the NDEP should not pursue fines and penalties



# WILL I BE ASSESSED FINES AND PENALTIES?

That depends on your response to the AO.....

- How egregious was the violation?
- Were you cooperative and timely?

What is the process for determining fines & penalties?

- BSDW's Order includes a "Show Cause Meeting".
- Independent Panel of Bureau Chiefs meet, hear the case, and make a recommendation to the Administrator for settlement in lieu of District Court.



# WHAT HAS *NOT* CHANGED?

BSDW staff are still here, we're still "us".

We still want to provide technical assistance as our first approach and priority.

(Formal Enforcement is time consuming, and we'd like to avoid it as much as you do!)



Jennifer Carr, Chief  
NDEP Bureau of Safe Drinking Water  
jcarr@ndep.nv.gov  
775-687-9515