

on January 23, 2006. Requirements relating to arsenic set forth in §§ 141.23(i)(4), 141.23(k)(3) introductory text, 141.23(k)(3)(ii), 141.51(b), 141.62(b), 141.62(b)(16), 141.62(c), 141.62(d), and 142.62(b) revisions in Appendix A of subpart O for the consumer confidence rule, and Appendices A and B of subpart Q for the public notification rule are effective for the purpose of compliance on January 23, 2006. However, the consumer confidence rule reporting requirements relating to arsenic listed in § 141.154(b) and (f) are effective for the purpose of compliance on February 22, 2002.

(k) Regulations set forth in §§ 141.23(i)(1), 141.23(i)(2), 141.24(f)(15), 141.24(f)(22), 141.24(h)(11), 141.24(h)(20), 142.16(e), 142.16(j), and 142.16(k) are effective for the purpose of compliance on January 22, 2004.

[44 FR 68641, Nov. 29, 1979, as amended at 45 FR 57342, Aug. 27, 1980; 47 FR 10998, Mar. 12, 1982; 51 FR 11410, Apr. 2, 1986; 56 FR 30274, July 1, 1991; 57 FR 22178, May 27, 1992; 57 FR 31838, July 17, 1992; 59 FR 34322, July 1, 1994; 61 FR 24368, May 14, 1996; 66 FR 7061, Jan. 22, 2001; 66 FR 28350, May 22, 2001]

### Subpart B—Maximum Contaminant Levels

#### § 141.11 Maximum contaminant levels for inorganic chemicals.

(a) The maximum contaminant level for arsenic applies only to community water systems. The analyses and determination of compliance with the 0.05 milligrams per liter maximum contaminant level for arsenic use the requirements of § 141.23.

(b) The maximum contaminant level for arsenic is 0.05 milligrams per liter for community water systems until January 23, 2006.

(c) [Reserved]

(d) At the discretion of the State, nitrate levels not to exceed 20 mg/l may be allowed in a non-community water system if the supplier of water demonstrates to the satisfaction of the State that:

- (1) Such water will not be available to children under 6 months of age; and
- (2) The non-community water system is meeting the public notification requirements under § 141.209, including continuous posting of the fact that ni-

trate levels exceed 10 mg/l and the potential health effects of exposure; and

(3) Local and State public health authorities will be notified annually of nitrate levels that exceed 10 mg/l; and

(4) No adverse health effects shall result.

[40 FR 59570, Dec. 24, 1975, as amended at 45 FR 57342, Aug. 27, 1980; 47 FR 10998, Mar. 12, 1982; 51 FR 11410, Apr. 2, 1986; 56 FR 3578, Jan. 30, 1991; 56 FR 26548, June 7, 1991; 56 FR 30274, July 1, 1991; 56 FR 32113, July 15, 1991; 60 FR 33932, June 29, 1995; 65 FR 26022, May 4, 2000; 66 FR 7061, Jan. 22, 2001]

#### § 141.12 [Reserved]

#### § 141.13 Maximum contaminant levels for turbidity.

The maximum contaminant levels for turbidity are applicable to both community water systems and non-community water systems using surface water sources in whole or in part. The maximum contaminant levels for turbidity in drinking water, measured at a representative entry point(s) to the distribution system, are:

EDITORIAL NOTE: At 54 FR 27527, June 29, 1989, § 141.13 was amended by adding introductory text, effective December 31, 1990. However, introductory text already exists. The added text follows.

The requirements in this section apply to unfiltered systems until December 30, 1991, unless the State has determined prior to that date, in writing pursuant to § 1412(b)(7)(C)(iii), that filtration is required. The requirements in this section apply to filtered systems until June 29, 1993. The requirements in this section apply to unfiltered systems that the State has determined, in writing pursuant to § 1412(b)(7)(C)(iii), must install filtration, until June 29, 1993, or until filtration is installed, whichever is later.

(a) One turbidity unit (TU), as determined by a monthly average pursuant to § 141.22, except that five or fewer turbidity units may be allowed if the supplier of water can demonstrate to the State that the higher turbidity does not do any of the following:

- (1) Interfere with disinfection;
- (2) Prevent maintenance of an effective disinfectant agent throughout the distribution system; or
- (3) Interfere with microbiological determinations.

§ 141.21

40 CFR Ch. I (7-1-10 Edition)

(b) Five turbidity units based on an average for two consecutive days pursuant to §141.22.

[40 FR 59570, Dec. 24, 1975]

**Subpart C—Monitoring and Analytical Requirements**

**§ 141.21 Coliform sampling.**

(a) *Routine monitoring.* (1) Public water systems must collect total coliform samples at sites which are representative of water throughout the distribution system according to a written sample siting plan. These plans are subject to State review and revision.

(2) The monitoring frequency for total coliforms for community water systems is based on the population served by the system, as follows:

TOTAL COLIFORM MONITORING FREQUENCY FOR COMMUNITY WATER SYSTEMS

Population served	Minimum number of samples per month
25 to 1,000 <sup>1</sup> .....	1
1,001 to 2,500 .....	2
2,501 to 3,300 .....	3
3,301 to 4,100 .....	4
4,101 to 4,900 .....	5
4,901 to 5,800 .....	6
5,801 to 6,700 .....	7
6,701 to 7,600 .....	8
7,601 to 8,500 .....	9
8,501 to 12,900 .....	10
12,901 to 17,200 .....	15
17,201 to 21,500 .....	20
21,501 to 25,000 .....	25
25,001 to 33,000 .....	30
33,001 to 41,000 .....	40
41,001 to 50,000 .....	50
50,001 to 59,000 .....	60
59,001 to 70,000 .....	70
70,001 to 83,000 .....	80
83,001 to 96,000 .....	90
96,001 to 130,000 .....	100
130,001 to 220,000 .....	120
220,001 to 320,000 .....	150
320,001 to 450,000 .....	180
450,001 to 600,000 .....	210
600,001 to 780,000 .....	240
780,001 to 970,000 .....	270
970,001 to 1,230,000 .....	300
1,230,001 to 1,520,000 .....	330
1,520,001 to 1,850,000 .....	360
1,850,001 to 2,270,000 .....	390
2,270,001 to 3,020,000 .....	420
3,020,001 to 3,960,000 .....	450
3,960,001 or more .....	480

<sup>1</sup>Includes public water systems which have at least 15 service connections, but serve fewer than 25 persons.

If a community water system serving 25 to 1,000 persons has no history of total coliform contamination in its current configuration and a sanitary survey conducted in the past five years shows that the system is supplied solely by a protected groundwater source and is free of sanitary defects, the State may reduce the monitoring frequency specified above, except that in no case may the State reduce the monitoring frequency to less than one sample per quarter. The State must approve the reduced monitoring frequency in writing.

(3) The monitoring frequency for total coliforms for non-community water systems is as follows:

(i) A non-community water system using only ground water (except ground water under the direct influence of surface water, as defined in §141.2) and serving 1,000 persons or fewer must monitor each calendar quarter that the system provides water to the public, except that the State may reduce this monitoring frequency, in writing, if a sanitary survey shows that the system is free of sanitary defects. Beginning June 29, 1994, the State cannot reduce the monitoring frequency for a non-community water system using only ground water (except ground water under the direct influence of surface water, as defined in §141.2) and serving 1,000 persons or fewer to less than once/year.

(ii) A non-community water system using only ground water (except ground water under the direct influence of surface water, as defined in §141.2) and serving more than 1,000 persons during any month must monitor at the same frequency as a like-sized community water system, as specified in paragraph (a)(2) of this section, except the State may reduce this monitoring frequency, in writing, for any month the system serves 1,000 persons or fewer. The State cannot reduce the monitoring frequency to less than once/year. For systems using ground water under the direct influence of surface water, paragraph (a)(3)(iv) of this section applies.

(iii) A non-community water system using surface water, in total or in part, must monitor at the same frequency as a like-sized community water system,