§ 141.404 Treatment technique violations for ground water systems.

(a) A ground water system with a significant deficiency is in violation of the treatment technique requirement if, within 120 days (or earlier if directed by the State) of receiving written notice from the State of the significant deficiency, the system:

(1) Does not complete corrective action in accordance with any applicable State plan review processes or other State guidance and direction, including State-specified interim actions and measures, or

(2) Is not in compliance with a State-approved corrective action plan and schedule.

(b) Unless the State invalidates a fecal indicator-positive ground water source sample under §141.402(d), a ground water system is in violation of the treatment technique requirement if, within 120 days (or earlier if directed by the State) of meeting the conditions of §141.403(a)(1) or §141.403(a)(2), the system:

(1) Does not complete corrective action in accordance with any applicable State plan review processes or other State guidance and direction, including State-specified interim measures, or

(2) Is not in compliance with a State-approved corrective action plan and schedule.

(c) A ground water system subject to the requirements of §141.403(b)(3) that fails to maintain at least 4-log treatment of viruses (using inactivation, removal, or a State-approved combination of 4-log virus inactivation and removal) before or at the first customer for a ground water source is in violation of the treatment technique requirement if the failure is not corrected within four hours of determining the system is not maintaining at least 4-log treatment of viruses before or at the first customer.

(d) Failure to meet the monitoring requirements of paragraph (b) of this section is a monitoring violation and requires the ground water system to provide public notification under §141.204.

§ 141.405 Reporting and recordkeeping for ground water systems.

(a) Reporting. In addition to the requirements of §141.31, a ground water system regulated under this subpart must provide the following information to the State:

(1) A ground water system conducting compliance monitoring under §141.403(b) must notify the State any time the system fails to meet any State-specified requirements including, but not limited to, minimum residual disinfectant concentration, membrane operating criteria or membrane integrity, and alternative treatment operating criteria, if operation in accordance with the criteria or requirements is not restored within four hours. The ground water system must notify the State as soon as possible, but in no case later than the end of the next business day.

(2) After completing any corrective action under §141.403(a), a ground water system must notify the State within 30 days of completion of the corrective action.

(3) If a ground water system subject to the requirements of §141.402(a) does not conduct source water monitoring under §141.402(a)(5)(i), the system must provide documentation to the State within 30 days of the total coliform positive sample that it met the State criteria.

(b) Recordkeeping. In addition to the requirements of §141.33, a ground water system regulated under this subpart must maintain the following information in its records:
(1) Documentation of corrective actions. Documentation shall be kept for a period of not less than ten years.
(2) Documentation of notice to the public as required under §141.403(a)(7). Documentation shall be kept for a period of not less than three years.
(3) Records of decisions under §141.402(a)(5)(ii) and records of invalidation of fecal indicator-positive ground water source samples under §141.402(d). Documentation shall be kept for a period of not less than five years.
(4) For consecutive systems, documentation of notification to the wholesale system(s) of total coliform-positive samples that are not invalidated under §141.21(c) until March 31, 2016, or under §141.853 beginning April 1, 2016. Documentation shall be kept for a period of not less than five years.
(5) For systems, including wholesale systems, that are required to perform compliance monitoring under §141.403(b):
   (i) Records of the State-specified minimum disinfectant residual. Documentation shall be kept for a period of not less than ten years.
   (ii) Records of the lowest daily residual disinfectant concentration and records of the date and duration of any failure to maintain the State-prescribed minimum residual disinfectant concentration for a period of more than four hours. Documentation shall be kept for a period of not less than five years.
   (iii) Records of State-specified compliance requirements for membrane filtration and of parameters specified by the State for State-approved alternative treatment and records of the date and duration of any failure to meet the membrane operating, membrane integrity, or alternative treatment operating requirements for more than four hours. Documentation shall be kept for a period of not less than five years.

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