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Effective Date

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### State Environmental Commission

Classification  Proposed  Adopted By Agency  Temporary  Emergency  Permanent

**RO61-10: Safe Drinking Water Adoption By Federal Reference:** The Nevada Division of Environmental Protection (NDEP) updated its adoption by reference date in NAC 445A for regulations that have been promulgated by the U.S. Environmental Protection Agency (U.S. EPA) from July 1, 2006 to July 1, 2009. The updated regulation addresses Nevada's Safe Drinking Water Program. The program regulates public water systems using a combination of State regulations and the National Primary Drinking Water Regulations (NPDWR) adopted by reference. The U.S. EPA has granted the NDEP primary enforcement responsibility for the NPDWR. In order to maintain primary enforcement responsibility, the NDEP must adopt regulations that are at least as stringent as new or amended federal regulations.

In part, the regulation adopts the new federal Ground Water Rule and the Lead and Copper Rule Short-Term Revisions and Clarifications. The Lead and Copper Rule is a current regulation implemented by the State. The regulation is considered necessary to maintain Primary Enforcement Responsibility for Nevada's Safe Drinking Water program.

**Authority citation other than 233B:** §§1 and 3, NRS 445A.855 and 445A.860; §2, NRS 445A.855, 445A.860 and 445A.863; §§4-9, NRS 445A.860.

**Notice date:** May 13, 2010

**Hearing date:** June 17, 2010