

**Texas Commission on Environmental Quality  
Drinking Water Advisory Work Group  
October 10, 2006, Building F, Room 2210, 9:00 am - 12:00 noon  
SUMMARY**

**Welcome/Introduction -Buck Henderson**

TCEQ Staff Updates:

**Mike Lannen - Drought Update** Drought Contingency Plan - - Retail utilities need to have contingency plan

- If a system is not on the Drought Map, the system has not informed TCEQ
- What authority does TCEQ have to enforce the plan with utilities? Utilities have the authority.

**Alicia Diehl -Drinking Water Quality- Stage 2 Disinfection Byproduct Rule (DBP2)**

- Applies to every community and nontransient noncommunity public water system
- Schedule Group 1 - > 100,000 and interconnected systems  
380 – Total in Group 1  
30 – 30/40 waivers to Initial Distribution System Evaluation (IDSE)  
6 – Small systems waiver to IDSE  
81 – Standard IDSE monitoring plans
- Schedule Group 2 - 50,000 – 100,000 and interconnected  
120 - Total in Group 2  
Will send IDSE Sample Plan letters in early November.
- Group 3 – 10,000 - 50,000 - - send letters early 2007
- Group 4 - - send letters in spring to summer 2007

**DWAWG questions about small system waivers:**

- TCEQ sent small system waiver letters to systems from groups 1, 2, 3 and 4.
- If a system is delinquent then a letter was not sent out, but the small system waiver was sent out early enough that TCEQ hopes to help these systems get samples so that they can be eligible for small system waiver
- **Unregulated Contaminant Monitoring Regulation (UCMR)** - EPA-required sampling of unregulated contaminants that may have adverse health effect in drinking water. Sampling is to determine whether occurrence is widespread enough that regulation is warranted. List of contaminants in on Contaminant Candidate List (CCL). This is the second period of UCMR monitoring. The first period occurred 2001-2004.
- Some systems will need to start monitoring in July 2007
- List 1: Pesticides, flame retardants, explosives, and possibly perchlorate  
All measured at entry point

- List 2: Herbicides and their degradates, and nitrosamines  
Nitrosamines are a possible disinfection byproduct (DBP) so they will  
Not all systems have to do monitoring:  
173 List 1 large systems  
40 List 2
- Small systems (Less than 10,000 population) - EPA will pay costs for sampling  
Sample collectors will receive the sample kits, not the systems
- If a system participates, each entry point has to be sampled
- TCEQ will try to stagger scheduling of DBP2 sampling and UCMR at PWSs so that the cost will not impact systems during the same year.

**Arsenic** - - Maximum Contaminant Level (MCL) of 0.010 mg/L took effect January 23, 2006. We will wait until we have four full quarters of monitoring before we take enforcement action based on policy.

Question about timing of arsenic compliance:

- Q. Is alert letter to system notifying them that water is near arsenic MCL (10 mg/L)?
- A. Letter sent to PWS when arsenic comes > 8 mg/L.

**Dave Terry- Drinking Water Protection**

- **GROUND WATER RULE** takes effect October 11, 2006.
- **SOURCE WATER ASSESSMENTS** - - Provide information to water systems on how susceptible they are to 227 chemical constituents
- Trying to make assessment reports easier to read and interpret.

**Dorothy Young - Drinking Water State Revolving Fund (DWSRF)**

- DWSRF program involves two agencies (Texas Water Development Board and TCEQ).
- The Texas Water Development Board (TWDB) will mail the FY2008 DWSRF Intended Use Plan (IUP) packets on Friday October 27, 2006 and the submission deadline will be Friday January 26, 2007 (3 months after mailout). PWSs are encouraged to apply.
- The FY2008 IUP application packet will be available on the TWDB website.
- Every four years EPA requires a Needs Survey to document the infrastructure needs of PWS in each state. PWSs in Texas will be contacted in the next year to participate.

**Lubbock Office:**

What can they do to help?

- Region may be called by TCEQ Central Office if additional information is needed.

### **Doug Holcomb-Utilities & Districts Rule Update**

- Chapter 291 Utility Rules were approved on September 6, 2006
- Chapter 293 Districts Rules were approved on October 14, 2006
- Staff is finalizing the revised CCN application and expedited release guidance document
- FMT contractor will be obtaining and providing certified CCN maps to CCN holders so they can meet the HB 2876 county records filing requirement
- Delinquent fees- applications may be returned if the applicant owes the agency fees, they will be given a chance to pay the fees before the application is returned or denied.
- Agency has contracted with TX A&M to assist with converting the mylar maps of CCN area to digital version. District mapping project on going, but the CCN maps have been given a higher priority.
- Utility and District cases received in FY 2006
  - 2,200 plans
  - 250 CCN applications
  - 87 rate cases
  - 290 expedited bond applications
  - 617 minor applications
- New receivership coordinator- Andy Lutringer

### **Terry Thompson - Operator Licensing**

- Processed:
  - 20,000 applications
  - 14,000 were water operator licenses
  - 47,000 were license they oversee
- RG 373 - - Rulebook

#### Request:

Increase in license fee

Propose Class D license for 3 years instead of 2 years

#### Reduce:

24 hours - - Customer Service Inspectors education

Remove process control duties into Chapter 290 rules

September 2007 rule process

### **Sandi Hernandez - Grant Manager:**

- Currently not enrolling new operators for new systems
- Enrolling new operators only for systems previously enrolled prior to June 2, 2006.
- Cluster Training has resumed

**Debra Cerda:**

- New program – training provides electronics for trainers to download roster

**Marlo Wanielista Berg -Technical Review & Oversight - LT2**

- Stakeholder meeting on LT2 will be held 10/24/06 starting at 8:30 am.
- The meeting will be held at the TCEQ campus
- The agenda and maps are located at [http://www.tceq.state.tx.us/permitting/water\\_supply/pdw/St2\\_Stakeholder.html](http://www.tceq.state.tx.us/permitting/water_supply/pdw/St2_Stakeholder.html)

**Public Health Service Fee:**

Own more than one system the bill will go out to each system to help with delinquent fees

- Fee season is coming soon. There will be a difference from last year. Each PWS will receive a separate bill. If an operating company owns many different PWS, they will now receive a separate bill for each PWS, instead of a combined bill for all the systems they own.
- This process has been updated to allow better tracking of which specific PWSs may be delinquent in fees.

**\*System must pay all fees (not just water related fees) before:**

- Application can be processed by the Agency
- Operator can be issued operator certification certificate
- See <http://www.tceq.state.tx.us/agency/delin/> for more information

**Dave Terry:**

- Goal is to reduce the Assessment Report from many pages to two (2) pages
- Source Water Protection (SWP) contractor is PBS&J
- Met with city of Houston about SWP around Lake Houston
- Also working with regional entities to implement SWP
- Coordinating with TRWA about SWP opportunities in south Texas
- Assessment report addresses each respective PWS system's susceptibility to the 227 drinking water chemicals.
- Assessment is designed to lead to protection

Assessment is on-going, rather than a one-time assessment

**Terry Thompson - Operator Licensing Program**

- Processed >20,000 applications last year
- Regulate over 40,000 persons with licenses
- Reviewing and updating Chapter 30 rules
- Training regulator guidance 373 is being updated
- Licensing fee proposal is to increase fee from \$35 to \$37
- Proposing to reduce ongoing training for Customer Service inspections
- Propose to move “process control” language to another category of rules (§ 290 rule)

- Grant for expense reimbursement has been suspended, but will be back on track soon
- Cluster Training has been resumed
- Call Cindy Hernandez, x 6300, for more information

Q Update on training

A Results show up on database much sooner

Q Process control transferred to § 290 Rules approved by both divisions (Operator Certification and WUD)

A Yes

**Buck Henderson:**

PWS Recognition

Source Water Protection

Security

Total Coliform Rule

Optimization Program

Proactive or proactive PWS

Outstanding PWS Meet and Exceed

Minimum Capacity Requirement for total production and storage

PWS must not owe fees to the Agency or have any major violations for enforcement actions.

Emergency Response

PWS join AWWA (TX Warn) or TRWA Emergency Response Program

Innovative PWS

Example

City of Bryan Station CCR Calendar

Must submit application by May 7, 2007

See TCEQ web site for more information on recognition nomination

(Don Thompson - - X 3550)

TCEQ will review nominations for 2006 on April 1, 2007

> 3,000 PWS with no TCR violations in 60 months that were recognized for 2005.

11 PWS were eligible for recognition program / innovative category for 2005.

**PWS CONFERENCE:**

> 900 attendees

Conference review was good

**ADVISORY WORK GROUP:**

- TX Section AWWA in Fort Worth next year
- Teleconference next month on fire hydrants
- December 1, 2006 - - teleconference

**TX WARN:**

- 276 PWS have signed up
- 5 – 7 board members have been selected to TX WARN
- Goal is to have all PWS's enrolled in WARN system

**TX WATER CONSERVATION:Dean Robbins**

- Conference next month in San Antonio
- Gearing up for next legislative session

**TRWA:Tommy Duck**

- Conference in Dallas on November 6 & 7
- Update on federal rules
- Upcoming law conference
- Annual conference in March 2007
- ARWAC (Emergency Response)  
Have ~72 mutual aid agreements with PWS in TX  
TX WARN and TRWA recommend PWS enroll with both organizations  
[waterforpeopletx.org](http://waterforpeopletx.org)  
See web site for tickets

**NEXT MEETING:**

January 9, 2007 Bldg. F, Room 2210