

**AMENDMENT TO RULES COMMITTEE PRINT 117-9
OFFERED BY MR. MCKINLEY OF WEST VIRGINIA**

Page 1577, after line 19, insert the following:

1 **SEC. 13206. SAFE HARBOR FOR RURAL AND SMALL PUBLIC**
2 **WATER SYSTEMS.**

3 (a) ENFORCEMENT MORATORIUM.—No civil pen-
4 alties may be imposed on any small public water system
5 for noncompliance with a national primary drinking water
6 regulation under the Safe Drinking Water Act (42 U.S.C.
7 300f et seq.) between—

8 (1) the date of enactment of this section; and
9 (2) the date upon which the Administrator of
10 the Environmental Protection Agency, or a State
11 with primary enforcement responsibility pursuant to
12 section 1413 of the Safe Drinking Water Act (42
13 U.S.C. 300g-3), promulgates a rule for a tech-
14 nology, treatment technique, or other means that is
15 protective of public health and is technically and eco-
16 nomically feasible for small public water systems.

17 (b) SMALL PUBLIC WATER SYSTEM TREATMENT
18 TECHNOLOGIES.—The Administrator of the Environ-
19 mental Protection Agency shall allow a State with primary
20 enforcement responsibility, pursuant to section 1413 of

1 the Safe Drinking Water Act (42 U.S.C. 300g–3), to use
2 funds made available under section 1452 of the Safe
3 Drinking Water Act (42 U.S.C. 300j–12) to develop a pre-
4 scribed technology, treatment technique, or other means
5 that is protective of public health and is technically and
6 economically feasible for small public water systems.

7 (c) DEFINITIONS.—In this section:

8 (1) ECONOMICALLY FEASIBLE.—The term “eco-
9 nomically feasible” means the level of affordability
10 that can be achieved by a small public water system
11 applying the best available treatment technology and
12 not more costly, on a per-capita basis, to a small
13 public water system than the cost, on a per-capita
14 basis, to a large public water system of acquiring
15 feasible technology.

16 (2) PROTECTIVE OF PUBLIC HEALTH.—The
17 term “protective of public health” has the same
18 meaning as used in section 1412(b)(15)(B) of the
19 Safe Drinking Water Act (42 U.S.C. 300g–
20 1(b)(15)(B)).

21 (3) PUBLIC WATER SYSTEM.—The term “public
22 water system” has the meaning given such term in
23 section 1401 of the Safe Drinking Water Act (42
24 U.S.C. 300f).

1 (4) SMALL PUBLIC WATER SYSTEM.—The term
2 “small public water system” means a public water
3 system that has fewer than 10,000 service connec-
4 tions.

