

112TH CONGRESS
1ST SESSION

S. 1578

To amend the Safe Drinking Water Act with respect to consumer confidence reports by community water systems.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 19, 2011

Mr. TOOMEY (for himself and Mr. BOOZMAN) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

A BILL

To amend the Safe Drinking Water Act with respect to consumer confidence reports by community water systems.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “End Unnecessary Mail-
5 ers Act of 2011”.

6 **SEC. 2. CONSUMER CONFIDENCE REPORTS BY COMMUNITY**
7 **WATER SYSTEMS.**

8 (a) METHOD OF DELIVERING REPORT.—Section
9 1414(c)(4)(A) of the Safe Drinking Water Act (42 U.S.C.
10 300g–3(c)(4)(A)) is amended—

1 (1) in the first sentence, by striking “The Ad-
2 ministrator, in consultation” and inserting the fol-
3 lowing:

4 “(i) IN GENERAL.—The Adminis-
5 trator, in consultation”;

6 (2) in clause (i) (as designated by paragraph
7 (1)), in the first sentence, by striking “to mail to
8 each customer” and inserting “to provide, in accord-
9 ance with clause (ii) or (iii), as applicable, to each
10 customer”; and

11 (3) by adding at the end the following:

12 “(ii) MAILING REQUIREMENT FOR
13 VIOLATION OF MAXIMUM CONTAMINANT
14 LEVEL.—If a violation of the maximum
15 contaminant level for any regulated con-
16 taminant has occurred during the year
17 concerned, the regulations under clause (i)
18 shall require the applicable community
19 water system to mail a copy of the con-
20 sumer confidence report to each customer
21 of the system.

22 “(iii) MAILING REQUIREMENT ABSENT
23 ANY VIOLATION OF MAXIMUM CONTAMI-
24 NANT LEVEL.—

1 “(I) IN GENERAL.—If no viola-
2 tion of the maximum contaminant
3 level for any regulated contaminant
4 has occurred during the year con-
5 cerned, the regulations under clause
6 (i) shall require the applicable com-
7 munity water system to make the con-
8 sumer confidence report available by,
9 at the discretion of the community
10 water system—

11 “(aa) mailing a copy of the
12 consumer confidence report to
13 each customer of the system; or

14 “(bb) subject to subclause
15 (II), making a copy of the con-
16 sumer confidence report available
17 on a publicly accessible Internet
18 site of the community water sys-
19 tem and by mail, at the request
20 of a customer.

21 “(II) REQUIREMENTS.—If a
22 community water system elects to pro-
23 vide consumer confidence reports to
24 consumers under subclause (I)(bb),
25 the community water system shall

1 provide to each customer of the com-
2 munity water system, in plain lan-
3 guage and in the same manner (such
4 as in printed or electronic form) in
5 which the customer has elected to pay
6 the bill of the customer, notice that—

7 “(aa) the community water
8 system has remained in compli-
9 ance with the maximum contami-
10 nant level for each regulated con-
11 taminant during the year con-
12 cerned; and

13 “(bb) a consumer confidence
14 report is available on a publicly
15 accessible Internet site of the
16 community water system and, on
17 request, by mail.”.

18 (b) CONFORMING AMENDMENTS.—Section
19 1414(c)(4) of the Safe Drinking Water Act (42 U.S.C.
20 300g-3(c)(4)) is amended—

21 (1) in subparagraph (C), in the matter pre-
22 ceding clause (i), by striking “mailing requirement
23 of subparagraph (A)” and inserting “mailing re-
24 quirement of clause (ii) or (iii) of subparagraph
25 (A)”; and

1 (2) in subparagraph (D), in the first sentence
2 of the matter preceding clause (i), by striking “mail-
3 ing requirement of subparagraph (A)” and inserting
4 “mailing requirement of clause (ii) or (iii) of sub-
5 paragraph (A)”.

6 (c) APPLICATION; ADMINISTRATIVE ACTIONS.—

7 (1) IN GENERAL.—The amendments made by
8 this section take effect on the date that is 90 days
9 after the date of the enactment of this Act.

10 (2) REGULATIONS.—Not later than 90 days
11 after the date of enactment of this Act, the Adminis-
12 trator of the Environmental Protection Agency shall
13 promulgate any revised regulations and take any
14 other actions necessary to carry out the amendments
15 made by this section.

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