

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WSG 97

Date Signed: July 7, 1997

MEMORANDUM

SUBJECT: Delegation of Authorities Under Section 1445 of the 1996 Safe Drinking Water Act Amendments Regarding Issuance of Information Requests to Determine Compliance with the Act

FROM: Brian J. Maas, Director  
Water Enforcement Division

TO: Water Division Directors, Regions I - X  
Enforcement Division Directors, Regions I, II, VI & VIII  
Regional Counsels, Regions I - X

The 1996 amendments to the Safe Drinking Water Act (SDWA) include a provision for information gathering which states:

(B) Every person who is subject to a national primary drinking water regulation under section 1412 shall provide such information as the Administrator may reasonably require, after consultation with the State in which such person is located if such State has primary enforcement responsibility for public water systems, on a case-by-case basis, to determine whether such person has acted or is acting in compliance with this title.

The current delegation of information gathering authorities under SDWA section 1445 is contained in Delegation 9-12. It is our opinion, with which the Office of General Counsel (OGC) and the Office of Human Resources and Organizational Services has concurred, that the current delegation 9-12 already includes the authorities in section 1445 of the 1996 amendments. Therefore, the Regional Administrators are delegated authority to issue information requests consistent with the new provision, and this authority may be redelegated.

If you have any questions regarding this delegation, please contact Ciannat Howett of my staff at (202) 564-4031.

Attachment

cc: Drinking Water Branch Chiefs  
PWS Enforcement Coordinators  
PWS ORC Contacts  
I Mei Chan, OHROS  
Jim Drummond, OGC

Norte: Attachment could not be located. For more information, please contact the EPA staff person mentioned in the document.