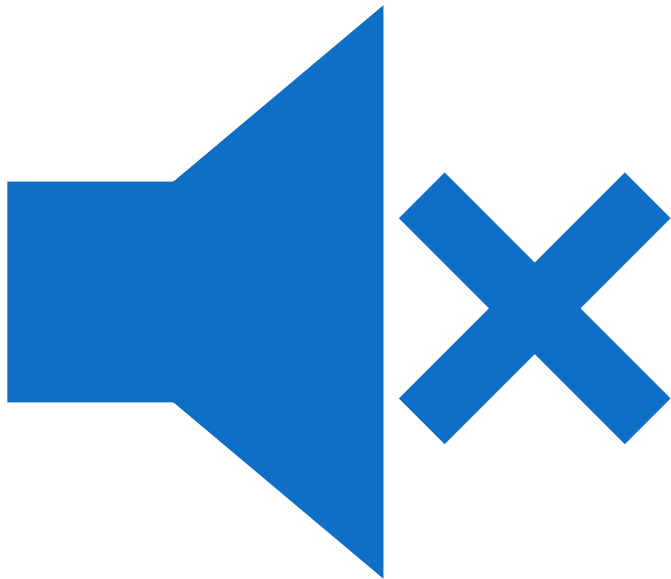




NJ Lead Service Line Requirements: Written Notification Q&A

February 3, 2022



Before We Begin!

- Please mute yourself
- Do not click the “Take Control” button during the meeting
- If you have any questions, please hold them until the Q&A period, at which point you can:
 - Type your question in the chat
 - Raise your virtual hand
- If you are speaking, introduce yourself and what system/organization you are from

Timeframes and Deadlines for Community Water Systems

Date/Time-frame	Description	Highlights
7/22/21	Effective date of requirements	<ul style="list-style-type: none"> Updated lead service line (LSL) definition to include galvanized lines
9/20/21	Initial counts of service lines (inventory report)	
1/22/22	Initial service line inventory (specific details of all service lines)	<ul style="list-style-type: none"> Make publicly available: online, unless <3,300 then select another location Continuously update
30 days after initial inventory submission to NJDEP, and periodically thereafter	Written notification of lead service line materials (only required for systems with known LSLs)	<ul style="list-style-type: none"> If primary language spoken by 10% or more of residents served by CWS is not English, provide translated notice in other language Landlord distribution requirements

Timeframes and Deadlines for Community Water Systems

Date/Time-frame	Description	Highlights
7/22/22, annually thereafter	Updated inventory	<ul style="list-style-type: none">• Suspected to be lead: Why each service line is believed to contain lead• Unknowns: Steps undertaken to determine whether the line contains lead
7/22/22, annually thereafter until all LSLs identified and replaced	Initial LSL replacement (LSLR) plan	<ul style="list-style-type: none">• Average annual replacement of at least 10% of all known LSLs.• Must identify replace all LSLs w/in the service area no later than 10 years (7/22/31)

February 2022 Requirements

- Written notification of lead service line materials is required to be sent via certified mail no later than 30 days after submitting an initial service line inventory to the NJDEP
- Written notice shall include – list of LSLs, composition of the service line, sources of lead in drinking water, health effects, and steps customers can take to reduce their exposure to lead in drinking water
- Sent to each property owner and customer served by an LSL in the service area:
 - Each customer and non-paying consumer
 - Any off-site owner of property
- Provide translated notice when applicable

FAQs: General

- Who must this written notice be sent to?
 - Notice shall be sent to each customer and non-paying consumer served by a lead service line in the service area, and to any off-site owner of property served by a galvanized or lead service line (including a lead pigtail, lead gooseneck, or other lead fitting or connector) in the service area.
 - Systems are not required to send this notice to those with service lines of unknown materials.
 - Systems without LSLs/galvanized lines are not required to send out notification.
- Why is the DEP requiring this of water systems?
 - The DEP is enforcing the law enacted by the Senate and General Assembly of the State of NJ, P.L.2021, Ch.183.

FAQs: General

- When does this written notice have to be sent out by?
 - 30 days after the submission of the initial service line inventory to the Department. For example: if you sent it in to us on 1/15/22, the letters must be postmarked by 2/14/22.
- Do non-potable service lines count as part of the service line inventory, and are therefore required to be replaced?
 - No, non-potable service lines are not to be included in this inventory. For example, irrigation and fire suppression system service lines are considered non-potable under this law.

FAQs: Certified Mail

- What is an acceptable notification per the requirement of sending notices via certified mail?
 - Mail sent using a private carrier, e.g., UPS, FedEx, or another courier service that provides confirmation of mailing.
- What documentation should I retain and submit?
 - Retain any documentation that the delivery service provides which lists all intended recipients.
 - When letters are sent using certified mail, return receipts are not required to be submitted to the Department but must be made available upon request.
- Do the letters have to arrive at the property within 30 days of the inventory or do they need to be postmarked by this date?
 - Postmarked.

FAQs: Letter Template

- Can I remove any language from the letter template?
 - No, all language in the letter template is required language, except where there is an optional statement.
- Do I have to include the physical address in each letter?
 - Yes.
- Can I add language in the letter?
 - Yes, systems may add language in the letter but the language in the letter must meet the requirements of and must not misconstrue the intent of the law. Systems may have to reissue the notice if it doesn't meet the intent of the law.

FAQs: Letter Template

- What source does the Department use to determine if a system serves a municipality in which the primary language of 10% or more of the residents is a language other than English?
 - We strongly recommend using 2010 US Official Census Data for "languages spoken at home by ability to speak English for population 5 years and older" (**B16001**)
 - <https://data.census.gov/cedsci/table?q=United%20States&t=Language%20Spoken%20at%20Home>
- Can I include a link to my water system's website for more information?
 - Yes, systems may add language in the letter but the language in the letter must meet the requirements of and must not misconstrue the intent of the law.

FAQs: Property Owner Requirement

- What are water systems required to do as far as notifications to property owners?
 - Water systems are only responsible for notifying the property owners via certified mail. The property owners are then required to notify existing and new tenants.
 - Property owner to tenant notification does not have to be certified mail. Each letter should be provided to each existing and new tenant as a hard copy and posted in a conspicuous location.

Q&A Period

