

**CHAPTER Env-Dw 700 WATER QUALITY: STANDARDS, MONITORING, TREATMENT,
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NEW HAMPSHIRE CODE OF ADMINISTRATIVE RULES

REVISION NOTE #1:

Document #9699, effective 5-1-10, adopted new rules in a new Part Env-Dw 701, and readopted with amendments and renumbered former rules Env-Ws 310.01 and Part Env-Ws 312 through Part Env-Ws 316 under a new subtitle, respectively, as Env-Dw 701.01 and Part Env-Dw 702 through Part Env-Dw 706.

Document #9700, effective 5-1-10, readopted with amendments and renumbered many former rules in Env-Ws 300 under a new subtitle in Env-Dw 700 as follows:

Former Rule	New Rule
Env-Ws 321.01	Env-Dw 707.01
Env-Ws 310.02	Env-Dw 707.02
Env-Ws 321.02	Env-Dw 707.03
Env-Ws 321.03	Env-Dw 707.04
Env-Ws 321.04(a) & (b)	Env-Dw 707.05
Env-Ws 330.01 & 330.02	Env-Dw 707.06-707.08
Env-Ws 321.06, 321.04(c), 321.09-321.15	Env-Dw 708.01-708.08
Env-Ws 321.05	Env-Dw 708.09
Env-Ws 321.16	Env-Dw 708.10
Env-Ws 321.17	Env-Dw 708.11
Env-Ws 321.18	Env-Dw 708.12
Env-Ws 325	Env-Dw 709
Env-Ws 324	Env-Dw 710
Env-Ws 326.01-326.09	Env-Dw 711.01-711.06(a)
Env-Ws 321.19	Env-Dw 711.06(b)
Env-Ws 326.10	Env-Dw 711.07
Env-Ws 326.11	Env-Dw 711.08
Env-Ws 326.20-326.27	Env-Dw 711.09-711.17
Env-Ws 326.30-326.39 & 326.60	Env-Dw 711.18-711.29
Env-Ws 327.01, 327.02, 327.06, 327.07, 327.10, 327.13, 327.14, 327.40-.42, 327.45, 327.47, 327.49, 327.51-.54	Env-Dw 712.01-712.16
Env-Ws 327.70	Env-Dw 712.17
Env-Ws 327.71-327.73, & 327.90	Env-Dw 712.18
Env-Ws 321.08	Env-Dw 712.19
Env-Ws 329	Env-Dw 713

Document #9701, effective 5-1-10, readopted with amendments and renumbered former rules Env-Ws 322.10 and Env-Ws 322.11 under a new subtitle, respectively, as Env-Dw 719.01 through Env-Dw 719.03.

The redesignation from subtitle Env-Ws to subtitle Env-Dw was done pursuant to a rules reorganization plan for Department rules approved by the Director of the Office of Legislative Services on 9-7-05.

Documents #9699, #9670, and #9671 replaced all prior filings for the former rules as cited above. The prior filings for these former rules, beginning with Document #6521, eff 6-4-97, which had readopted with amendments the entire Chapter Env-Ws 300, include the following documents:

<u>Env-Ws 310</u>	<u>Env-Ws 322</u>
#6521, eff 6-4-97 #8360, INTERIM, eff 6-4-05 #8474, eff 11-30-05	#6521, eff 6-4-97 #7501, eff 6-5-01 #9473, INTERIM, eff 6-5-09 #9606, EMERGENCY, eff 12-1-09

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<p><u>Env-Ws 312, 313, and 314</u></p> <p>#6521, eff 6-4-97 #8360, INTERIM, eff 6-4-05 #8474, eff 11-30-05</p>	<p><u>Env-Ws 324</u></p> <p>#8040, eff 2-14-04</p>
<p><u>Env-Ws 315</u></p> <p>#6521, eff 6-4-97 #7735, eff 8-2-02 #8360, INTERIM, eff 6-4-05 #8474, eff 11-30-05</p>	<p><u>Env-Ws 325 and 326</u></p> <p>#6521, eff 6-4-97 #7501, eff 6-5-01 #9473, INTERIM, eff 6-5-09 #9606, EMERGENCY, eff 12-1-09</p>
<p><u>Env-Ws 316</u></p> <p>#6521, eff 6-4-97 #7645, eff 2-8-02 #8360, INTERIM, eff 6-4-05 #8474, eff 11-30-05</p>	<p><u>Env-Ws 327</u></p> <p>#6521, eff 6-4-97 #7501, eff 6-5-01 #7735, eff 8-2-02 #8351, eff 5-14-05 #9473, INTERIM, eff 6-5-09 #9606, EMERGENCY, eff 12-1-09</p>
<p><u>Env-Ws 321</u></p> <p>#6521, eff 6-4-97 #7352, eff 8-24-00 #7501, eff 6-5-01 #8040, eff 2-14-04 #9473, INTERIM, eff 6-5-09 #9606, EMERGENCY, eff 12-1-09</p>	<p><u>Env-Ws 329 and 330</u></p> <p>#6521, eff 6-4-97 #7501, eff 6-5-01 #9473, INTERIM, eff 6-5-09 #9606, EMERGENCY, eff 12-1-09</p>

Parts Env-Ws 309, 311, 317 through 320, 323, and 328 had already been deleted and the numbers reserved by filings prior to Documents #9699, #9670, and #9671.

REVISION NOTE #2:

Document #9619, effective 1-1-10, adopted rules in a new Part Env-Dw 715, which was intended to replace the former rules in Part Env-Ws 382. Document #9733, effective 6-24-10, subsequently repealed the former rules Env-Ws 382.

Part Env-Dw 715 in Document #9619, upon the repeal of the former rules in Part Env-Ws 382, replaced all prior filings for the former rules. The prior filings for the former rules Env-Ws 382 include the following documents:

- #7735, eff 8-2-02
- #8351, eff 5-14-05

Document #9620, effective 1-1-10, adopted rules in a new Part Env-Dw 716, which was intended to replace the former rules in Part Env-Ws 380. Document #9732, effective 6-24-10, subsequently repealed the former rules Env-Ws 380.

Part Env-Dw 716 in Document #9620, upon the repeal of the former rules in Part Env-Ws 380, replaced all prior filings for the former rules. The prior filings for the former rules Env-Ws 380 include the following documents:

- #6521, eff 6-4-97
- #7754, eff 8-21-02
- #8352, eff 5-14-05

NEW HAMPSHIRE CODE OF ADMINISTRATIVE RULES

REVISION NOTE #3:

Document #9760, effective 7-30-10, adopted some new rules in a new Part Env-Dw 720, and readopted with amendments and renumbered some former rules in Env-Ws 300 in the new Part Env-Dw 720, as follows:

<u>Former Rule</u>	<u>New Rule</u>
Env-Ws 303.05	Env-Dw 720.01
Env-Ws 306.01	Env-Dw 720.02
Env-Ws 306.02	Env-Dw 720.03-720.06
(no former rule)	Env-Dw 720.07-720.09

Documents #9760 replaced all prior filings for the former rules as cited above. The prior filing for Env-Ws 303.05 and Env-Ws 306.02 was in Document #8498, effective 11-30-05. The prior filings for Env-Ws 306.02 include the following documents:

- #6521, eff 6-4-97
- #8360, INTERIM, eff 6-4-05
- #8498, eff 11-30-05

STATUTES/REGULATIONS IMPLEMENTED

Rule Section(s)	State Statute(s) Implemented	Federal Regulation(s) Implemented
Env-Dw 701 (see also specific sections/paragraphs below)	RSA 485:1, I	40 CFR 141 Subpart A
Env-Dw 701.01(a)	RSA 485:1, I	40 CFR 141 Subpart A
Env-Dw 701.01(b)	RSA 485:44, I	40 CFR 141.28
Env-Dw 701.01(c)	RSA 485:3, I	40 CFR 141 Subpart D, Q
Env-Dw 701.01(d)	RSA 485:3, I	40 CFR 141 Subpart H, I, L
Env-Dw 701.01(e)	RSA 485:3, I	40 CFR 141 Subpart S
Env-Dw 701.01(f)	RSA 485:1, II(a)	40 CFR 141 Subpart D
Env-Dw 701.01(g)	RSA 485:1, II(d)	---
Env-Dw 701.01(h)	RSA 485:41, IV	---
Env-Dw 701.01(i)	RSA 485:3, VIII	40 CFR 142 Subpart G
Env-Dw 701.01(j)	RSA 485:1-a; RSA 485:3	40 CFR 141 Subpart J
Env-Dw 701.02	RSA 485:1, II	40 CFR 141 Subpart A
Env-Dw 701.03	RSA 485:3, I	40 CFR 141 Subpart G
Env-Dw 702	RSA 485:3, I	40 CFR 141.52; 40 CFR 141.63
Env-Dw 703	RSA 485:3, I	40 CFR 141.55; 40 CFR 141.66
Env-Dw 704	RSA 485:3, I	40 CFR 141.51; 40 CFR 141.62
Env-Dw 705 (see also specific section below)	RSA 485:3, I	40 CFR 141.50; 40 CFR 141.53; 40 CFR 141.54; 40 CFR 141.61; 40 CFR 141.64; 40 CFR 141.65
Env-Dw 705.05	RSA 485:3, IV	40 CFR 141.111
Env-Dw 706	RSA 485:3, I(a), I(b)(1), II; RSA 485:16-a; 485:3, I	40 CFR 143.3; 40 CFR 141.64; 40 CFR 141.65
Env-Dw 707.01	RSA 485:3, I	
Env-Dw 707.02(a)	RSA 485:3, I (c)	40 CFR 141 Subpart C
Env-Dw 707.02(b)	RSA 485:3, I (c); 485:35	40 CFR 141 101
Env-Dw 707.03	RSA 485:3, I	40 CFR 141.29

NEW HAMPSHIRE CODE OF ADMINISTRATIVE RULES

Rule Section(s)	State Statute(s) Implemented	Federal Regulation(s) Implemented
Env-Dw 707.04 - 707.05	RSA 485:3, I	
Env-Dw 707.06 - 707.08	RSA 485:3, I	
Env-Dw 708.01 - 708.03	RSA 485:3, I	
Env-Dw 708.04 - 708.05	RSA 485:3, I	40 CFR 141.24 (f)
Env-Dw 708.06 - 708.08	RSA 485:3, I	
Env-Dw 708.09	RSA 485:3, I	40 CFR 141.32
Env-Dw 708.10 - 708.11	RSA 485:3, I	
Env-Dw 708.12	RSA 485:41, I	40 CFR 141.26; 40 CFR 141.66
Env-Dw 709.01 - 709.15	RSA 485:3, I	40 CFR 141.21
Env-Dw 709.16	RSA 485:3, I	40 CFR 141.21 (f)
Env-Dw 709.17	RSA 485:3, I	40 CFR 141.22 (g)
Env-Dw 709.18	RSA 485:3, I	40 CFR 141.63 (a)
Env-Dw 709.19	RSA 485:3, I	40 CFR 141.22 (g)
Env-Dw 710.01	RSA 485:3, I	40 CFR 141.26
Env-Dw 710.02	RSA 485:3, I	40 CFR 141.66
Env-Dw 710.03 - 710.11	RSA 485:3, I; 485:41, I, & IV	40 CFR 141.26
Env-Dw 710.12	RSA 485:41, IV	40 CFR 141 Appendix
Env-Dw 711.01 - 711.03	RSA 485:3, I (c)	40 CFR 141.23(a)
Env-Dw 711.04	RSA 485:3, I (c)	40 CFR 141.23(a)
Env-Dw 711.05 - 711.07	RSA 485:3, I (c)	40 CFR 141.23(a)
Env-Dw 711.08	RSA 485:41, IV	40 CFR 141.31
Env-Dw 711.09 - 711.15	RSA 485:3, I (c)	40 CFR 141.23(b)
Env-Dw 711.16	RSA 485:41, IV	40 CFR 141
Env-Dw 711.17	RSA 485:3, I	40 CFR 141.23 (b)
Env-Dw 711.18 - 711.22	RSA 485:3, I	40 CFR 141.23
Env-Dw 711.23	RSA 485:41, IV	40 CFR 141.31
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Env-Dw 712.13	RSA 485:3, I	
Env-Dw 712.14	RSA 485:41, IV	40 CFR 141.31
Env-Dw 712.15 - 712.16	RSA 485:3, I	
Env-Dw 712.17	RSA 485:3, I(c)	40 CFR 141.132
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Env-Dw 713.07	RSA 485:41, IV	40 CFR 141.31
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<i>Env-Dw 714</i>		

NEW HAMPSHIRE CODE OF ADMINISTRATIVE RULES

Rule Section(s)	State Statute(s) Implemented	Federal Regulation(s) Implemented
Env-Dw 715	RSA 485:3, I(c) RSA 485:41, II & IV	40 CFR 141 Subpart L (§§130-135); 40 CFR 141 Subpart U (§§600-605); 40 CFR 141 Subpart V (§§620-629)
Env-Dw 716	RSA 485:3, I & VI RSA 485:41, II & IV	40 CFR 141 Subpart H (§§70-76) 40 CFR 141 Subpart P (§§171-175) 40 CFR 141 Subpart T (§§500-571) 40 CFR 141 Subpart W (§§700-723)
Env-Dw 717.01	RSA 485:3, I	40 CFR 141.400(a)
Env-Dw 717.02	RSA 485:3, I	40 CFR 141.400(b)
Env-Dw 717.03	RSA 485:3, I	40 CFR 141.2, 141.400(b) & 142.16
Env-Dw 717.04	RSA 485:3, I & VI	40 CFR 141.400(d)
Env-Dw 717.05	RSA 485:3, I	40 CFR 141.402(e)
Env-Dw 717.06	RSA 485:3, I	40 CFR 141.402
Env-Dw 717.07	RSA 485:3, I & VI	40 CFR 141.402(f) & 141.403(b)
Env-Dw 717.08	RSA 485:3, I & VI	40 CFR 141.400(b)
Env-Dw 717.09	RSA 485:3, I & VI	40 CFR 141.400(a); 40 CFR 141.403(b)(1)
Env-Dw 717.10	RSA 485:3, I & VI	40 CFR 141.403(c)
Env-Dw 717.11	RSA 485:3, I & VI	40 CFR 141.400(a)
Env-Dw 717.12	RSA 485:3, I & VI	40 CFR 141.402(a)
Env-Dw 717.13	RSA 485:3, I & VI	40 CFR 141.402(a); 40 CFR 141.403(b)(1)
Env-Dw 717.14	RSA 485:3, I & VI	40 CFR 141.400(b)
Env-Dw 717.15 - 717.17	RSA 485:3, I & VI	40 CFR 141.402(b)
Env-Dw 717.18	RSA 485:3, I & VI	40 CFR 141.405(a)
Env-Dw 717.19	RSA 485:3, I & VI	40 CFR 141.405(b)
Env-Dw 717.20	RSA 485:3, I & VI	40 CFR 141.403 & 141.405(a)
Env-Dw 717.20 intro, (n) & (s)	RSA 485:1; RSA 485:3, I & VI	40 CFR 141.403; 40 CFR 141.405(a)
Env-Dw 717.21	RSA 485:3, I & VI	40 CFR 141.202; 40 CFR 141.203; 40 CFR 141.402(h); 40 CFR 141.404
Env-Dw 717.22	RSA 485:3, I & VI	40 CFR 141.402(g) & 141.403(a)
Env-Dw 717.23	RSA 485:3, I & VI	40 CFR 141.400(a)
Env-Dw 717.24	RSA 485:3, I & VI	40 CFR 141.400(b)
Env-Dw 717.25	RSA 485:3, I & VI	40 CFR 141.400(a)
<i>Env-Dw 718</i>		
Env-Dw 719	RSA 485:41, IV	40 CFR 141.31
Env-Dw 720 (also see specific sections below)	RSA 485:1, 3, 4, 41, 43, 45, 58	40 CFR 141; 40 CFR 142
Env-Dw 720.01 - Env-Dw 720.03	RSA 485:1, II(a), (d), (e), & (h); RSA 485:3, I(c); RSA 485:4, I & III; RSA 485:41, V; RSA 485:45	40 CFR 141.21(d); 40 CFR 141.401; 40 CFR 142.10(b)(2)
Env-Dw 720.04 - Env-Dw 720.07	RSA 485:1, I; RSA 485:3, I(c); RSA 485:58, I	40 CFR 141.21(d); 40 CFR 141 Subpart D (§§31-35) 40 CFR 141 Subpart S (§§400-405)
Env-Dw 720.08	RSA 485:1, I; RSA 485:3, III(b); RSA 485:43	40 CFR 141.31; 40 CFR 141 Subpart Q (§§201-211); 40 CFR 141 Subpart S
Env-Dw 720.09	RSA 485:1, I; RSA 485:41, IV	40 CFR 141.33; 40 CFR 141 Subpart S