



Commonwealth of Massachusetts
Executive Office of Energy & Environmental Affairs

Department of Environmental Protection
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May 29, 2018

IMPORTANT NOTICE

HOW THE 2016 WATER INFRASTRUCTURE IMPROVEMENTS FOR THE NATION ACT IMPACTS PUBLIC WATER SUPPLIERS

Dear Public Water Supplier,

On December 16, 2016, the Water Infrastructure Improvements for the Nation (WIIN) Act amended Section 1414(c) of the Safe Drinking Water Act by adding a new Section 1414(c)(5). This new section (*Exceedance of Lead Level at Households*) includes a new requirement that EPA, develop a strategic plan to ensure appropriate outreach and education to individuals or entities directly contacting EPA with drinking water data that indicates a household has drinking water levels above EPA's lead action level (0.015 mg/L or 15 ppb). WIIN Act outreach and education is only applicable for lead sample results that were not collected under the Lead and Copper Rule (LCR) program.

In June 2017 EPA provided a final strategic plan entitled, *Strategic Plan for Targeted Outreach to Populations Affected by Lead* (Strategic Plan), that outlines the new WIIN requirements and identifies the roles and responsibilities for EPA, state primacy agencies and PWS in implementing the specific notice provisions in the Act for providing certain lead information to affected households.

EPA provided training webinars on the WIIN Act in March 23, May 3, and August 31, 2017. The webinar's information and slides can be found at <https://www.epa.gov/dwreginfo/materials-wiin-strategic-plan>. MassDEP also provided training for PWS during its statewide Drinking Water Program LCR training in December 2017.

Public water systems in Massachusetts already collaborate with MassDEP, as needed, to meet the notification requirements for samples collected under the LCR. MassDEP intends to also collaborate with PWSs in accordance with the EPA's WIIN Act Strategic Plan, in the event that EPA receives data from a source other

than MassDEP or the PWS that indicates one or more households served by a PWS has drinking water with lead concentrations that exceed the lead action level.

To assist PWS, MassDEP has prepared the attached procedures and materials. The attached document describes the requirements of the WIIN Act and identifies the specific steps you must take if you are contacted by EPA or MassDEP with a WIIN Act request. The document also contains the templates for you to complete and use to notify a household or group of households in your community for a WIIN Act request.

Although WIIN Act requests are not expected to be a frequent occurrence, it is important that PWS are prepared to take action in a timely and effective manner. MassDEP recommends that you plan and prepare now for such a request by taking the following actions:

1. Carefully review the information provided.
2. Prepare the templates with your system information. This will help you to identify any information that you may need to gather or update prior to an actual request.
3. List and train staff on the steps your system will follow for different requests. E.g. Request for one household, one apartment building with several units, or 10% or more of the households in your system.
4. Provide MassDEP Drinking Water Program with any updates to your contact information at program.director-dwp@state.ma.us and
5. If you have any questions about the WIIN Act or the Lead and Copper Rule (LCR) contact the Drinking Water Program LCR contacts listed below:

LCR Contact Person	Region	Telephone	Email
Andrea Lemerise Josephine Yemoh-Ndi	CERO	508-767-2723 508-849-4030	Andrea.Lemerise@State.MA.US Josephine.Yemoh-Ndi@State.MA.US
Melissa Privetera	NERO	978-694-3403	Melissa.Privetera@State.MA.US
Giliane Tardieu	SERO	508-946-2789	Giliane.Tardieu@State.MA.US
Catherine Wanat	WERO	413-755-2216	Catherine.Wanat@State.MA.US
Frank Niles Jessica Sibirski	Boston	617-574-6871 617-292-5599	Program.director-dwp@state.ma.us

MassDEP Drinking Water Program is prepared to assist you with WIIN Act compliance. You may also contact me at program.director-dwp@state.m.us.

Sincerely



Yvette DePeiza
Director Drinking Water Program
MassDEP/BWR
Attachments

Y/DWPArchive-EPA-WIIN ACT-5-29-18

The attachments referenced in the letter above can be found online at:

- <https://www.mass.gov/service-details/water-infrastructure-improvements-for-the-nation-wiin-act> (Background, FAQ, and Templates)
- <https://www.mass.gov/service-details/wiin-act-pws-frequently-asked-questions> (FAQ)