

**OAR CHAPTER 333**  
**DIVISION 061**  
**PUBLIC WATER SYSTEMS**

**333-061-0005 Purpose**

The purpose of these rules is to provide a basis for implementing the Oregon Drinking Water Quality Act of 1981, enacted to assure safe drinking water at all water systems which serve the public, and to promote coordination between the programs for supervising water systems which are conducted by the Department and the U.S. Environmental Protection Agency.

**333-061-0010 Scope**

- (1) These rules apply to all public water systems providing piped water for human consumption as defined by the Act except those water systems which meet all of the conditions prescribed in subsections (1)(a) through (d) or (1)(e) of this rule. This section is intended to exclude water systems at apartment buildings, office buildings, motels, condominiums, restaurants, and other similar premises which obtain water from a public water system and distribute it to residents or customers at those premises without applying a direct charge for the water and without treating the water in order to comply with the maximum contaminant levels covered by these rules and special irrigation districts. A water system is not a Public Water System if it:
  - (a) Consists only of distribution and storage facilities and does not have any source or treatment facilities installed to comply with the maximum contaminant levels covered by these rules; and
  - (b) Obtains all of its water from, but is not owned by, a public water system to which these rules apply; and
  - (c) Does not sell water directly to any person; and
  - (d) Is not a carrier which conveys passengers in interstate commerce; or
  - (e) Is an irrigation district in existence prior to May 18, 1994, that provides primarily agricultural service through a piped water system to at least 15 service connections or serving at least 25 individuals daily at least 60 days of the year with only incidental residential or similar use, and where all of the connections comply with the alternative or treated water exclusions prescribed in subsections (2)(b) or (c) of this rule.
- (2) These rules also apply to all public water systems providing water for human consumption through constructed conveyances other than pipes after Aug. 5, 1998 to at least 15 service connections or regularly serves at least 25 individuals daily at least 60 days of the year. A water system which meets any of the following “service connection” exclusion criteria and thereby

reduces the number of service connections to fewer than 15 and serving fewer than 25 individuals is not a Public Water System:

- (a) Water provided by the supplier to the connection is not used for human consumption;
- (b) Alternative water (i.e. bottled water, hauled water, or other source) meeting State and Federal water quality standards, as prescribed in OAR 333-061-030 or 21CFR165, is provided by the supplier to the connection for drinking and cooking;
- (c) Treated water meeting State standards, as prescribed in OAR 333-061-0030, applied centrally or at point-of-entry is provided by the supplier, pass-through entity or user to the connection for drinking, cooking and personal hygiene.

### **333-061-0015 Adoption By Reference**

All standards, listings and publications referred to in these rules are, by those references, made a part of these rules as though fully set forth. Copies are available from the Department.