

## § 142.1

## 40 CFR Ch. I (7–1–11 Edition)

- 142.64 Variances and exemptions from the requirements of part 141, subpart H—Filtration and Disinfection.
- 142.65 Variances and exemptions from the maximum contaminant levels for radionuclides.

### Subpart H—Indian Tribes

- 142.72 Requirements for Tribal eligibility.
- 142.76 Request by an Indian Tribe for a determination of eligibility.
- 142.78 Procedure for processing an Indian Tribe's application.

### Subpart I—Administrator's Review of State Decisions that Implement Criteria Under Which Filtration Is Required

- 142.80 Review procedures.
- 142.81 Notice to the State.

### Subpart J [Reserved]

### Subpart K—Variances for Small System

#### GENERAL PROVISIONS

- 142.301 What is a small system variance?
- 142.302 Who can issue a small system variance?
- 142.303 Which size public water systems can receive a small system variance?
- 142.304 For which of the regulatory requirements is a small system variance available?
- 142.305 When can a small system variance be granted by a State?

#### REVIEW OF SMALL SYSTEM VARIANCE APPLICATION

- 142.306 What are the responsibilities of the public water system, State and the Administrator in ensuring that sufficient information is available and for evaluation of a small system variance application?
- 142.307 What terms and conditions must be included in a small system variance?

#### PUBLIC PARTICIPATION

- 142.308 What public notice is required before a State or the Administrator proposes to issue a small system variance?
- 142.309 What are the public meeting requirements associated with the proposal of a small system variance?
- 142.310 How can a person served by the public water system obtain EPA review of a State proposed small system variance?

#### EPA REVIEW AND APPROVAL OF SMALL SYSTEM VARIANCES

- 142.311 What procedures allow for the Administrator to object to a proposed small system variance or overturn a granted

- small system variance for a public water system serving 3,300 or fewer persons?
- 142.312 What EPA action is necessary when a State proposes to grant a small system variance to a public water system serving a population of more than 3,300 and fewer than 10,000 persons?
- 142.313 How will the Administrator review a State's program under this subpart?

AUTHORITY: 42 U.S.C. 300f, 300g-1, 300g-2, 300g-3, 300g-4, 300g-5, 300g-6, 300j-4, 300j-9, and 300j-11.

SOURCE: 41 FR 2918, Jan. 20, 1976, unless otherwise noted.

### Subpart A—General Provisions

#### § 142.1 Applicability.

This part sets forth, pursuant to sections 1413 through 1416, 1445, and 1450 of the Public Health Service Act, as amended by the Safe Drinking Water Act, Public Law 93-523, regulations for the implementation and enforcement of the national primary drinking water regulations contained in part 141 of this chapter.

#### § 142.2 Definitions.

As used in this part, and except as otherwise specifically provided:

*Act* means the Public Health Service Act.

*Administrator* means the Administrator of the United States Environmental Protection Agency or his authorized representative.

*Agency* means the United States Environmental Protection Agency.

*Approved State primacy program* consists of those program elements listed in §142.11(a) that were submitted with the initial State application for primary enforcement authority and approved by the EPA Administrator and all State program revisions thereafter that were approved by the EPA Administrator.

*Contaminant* means any physical, chemical, biological, or radiological substance or matter in water.

*Federal agency* means any department, agency, or instrumentality of the United States.

*Indian Tribe* means any Indian Tribe having a Federally recognized governing body carrying out substantial governmental duties and powers over a defined area.