

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009

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SENATE BILL 126

Short Title: Amend Drinking Water Testing/Private Wells. (Public)

Sponsors: Senators Berger of Rockingham; Allran, Blake, Brock, Brown, East, Goodall, Jacumin, and Tillman.

Referred to: Agriculture/Environment/Natural Resources.

February 12, 2009

1 A BILL TO BE ENTITLED  
2 AN ACT TO AMEND THE TESTING REQUIREMENTS FOR NEWLY CONSTRUCTED  
3 PRIVATE DRINKING WATER WELLS FOLLOWING ISSUANCE OF A  
4 CERTIFICATE OF COMPLETION.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** G.S. 87-97(h) reads as rewritten:

7 "(h) **(Effective until October 1, 2009)** Drinking Water Testing. – Within 30 days after  
8 it issues a certificate of completion for a newly constructed private drinking water well, the  
9 local health department shall test the water obtained from the well or ensure that the water  
10 obtained from the well has been sampled and tested by a certified laboratory in accordance with  
11 rules adopted by the Commission for Public Health. The water shall be tested for the following  
12 parameters: arsenic, barium, cadmium, chromium, copper, fluoride, lead, iron, magnesium,  
13 manganese, mercury, nitrates, nitrites, selenium, silver, sodium, zinc, pH, and bacterial  
14 indicators.

15 (h) **(Effective October 1, 2009)** Drinking Water Testing. – Within 30 days after it  
16 issues a certificate of completion for a newly constructed private drinking water well, the local  
17 health department shall test the water obtained from the well or ensure that the water obtained  
18 from the well has been sampled and tested by a certified laboratory in accordance with rules  
19 adopted by the Commission for Public Health. The water shall be tested for the following  
20 parameters: arsenic, barium, cadmium, chromium, copper, fluoride, lead, iron, magnesium,  
21 manganese, mercury, nitrates, nitrites, selenium, silver, sodium, zinc, pH, and bacterial  
22 ~~indicators, indicators.~~ In addition, the water shall be tested for methyl tert-butyl ether, ethylene  
23 dibromide, 1,2-dichloroethane, 1,2-dichloropropane, isopropyl ether, benzene, toluene,  
24 ethylbenzene, xylenes, trichloroethylene, and tetrachloroethylene only if the well is located  
25 within 1,500 feet of a site that produced one or more of the compounds specified in the  
26 additional testing parameters, as determined by the local health department."

27 **SECTION 2.** This act is effective when it becomes law.

