# COLTS NECK TOWNSHIP
# LANDLORD IDENTITY REGISTRATION STATEMENT
# ONE- AND TWO-UNIT DWELLING REGISTRATION FORM

**Pursuant to the New Jersey Landlord Act, N.J.S.A. 46:8-27 et seq., the form of the certificate of Registration to be filed with the Municipal Clerk and distributed to tenants by owners or non-owner occupied one- and two-unit dwellings shall be substantially as follows:**

**Pursuant to State of New Jersey Legislation S1368 the owner of a rental unit or units shall maintain liability insurance for negligent acts and omissions in an amount of no less than $500,000 for combined property damage and bodily injury to or death of one or more persons in any one accident or occurrence. An owner of a multifamily home which is four or fewer units, one of which is owner-occupied, shall maintain liability insurance for negligent acts and omissions in an amount of no less than $300,000 for combined property damage and bodily injury to or death of one or more persons in any one accident or occurrence.**

**(1) Property Address Block_____ Lot_____**

_____

_____

**(2) The names and addresses of all record owners of the building or the rental business (including all general partners in the case of a partnership) are as follows:**

_____

_____

**(3) If the record owner is a corporation, the names and addresses of the registered agent and of the corporate officers are as follows:**

_____

_____

_____ **Record owner is not a corporation.**

**(4) If the address of any record owner is not located in the county in which the dwelling is located, the name and address of a person who resides in the county and is authorized to accept notices from a tenant, to issue receipts for those notices and to accept service of process on behalf of the out-of-county record owner(s) is as follows:**

_____

_____ **The addresses of all record owners in the county in which the dwelling is located:**

_____

_____

**(5) The name and address of the managing agent is as follows:**

_____

_____

_____ **There is no managing agent.**

(6) The name and address (including dwelling unit, apartment, or room number) of the superintendent, janitor, custodian, or other person employed to provide regular maintenance service is as follows:

_____

_____

_____ There is no superintendent, janitor, custodian, or other person employed to provide regular maintenance service.

(7) The name, address, telephone number and e-mail address of an individual representative of the record owner or managing agent who may be reached or contacted at any time in the event of an emergency affecting the dwelling or any dwelling unit, including such emergencies as the failure of any essential service or system, and who has authority to make emergency decisions concerning the building, including the making of repairs and expenditures, is as follows:

_____

_____

(8) The names and addresses of all holders of recorded mortgages on the property are as follows:

_____

_____

_____ There is no recorded mortgage on the property.

(9) If fuel oil is used to heat the building and the landlord furnishes the heat, the name and address of the fuel oil dealer servicing the building and the grade of fuel oil used are as follows:

_____

_____

_____ The building is not heated by fuel oil.

_____ The building is heated by fuel oil, but the landlord does not furnish heat.

(10) I have received a copy of the New Jersey Private Well Testing Act and agree to adhere to the requirements outlined within this document.

(11) Certificate of Insurance attached: [ ] Yes

_____ _____

Date Landlord or Authorized Representative

SEND COMPLETED FORMS TO TENANTS AND MUNICIPAL CLERKS ONLY

**Municipal Clerk**
**Colts Neck Township**
**1 Veterans Way**
**Colts Neck, NJ 07722**

_____

**Trina Lindsey, Municipal Clerk**

**NOTE: There is no filing fee associated with filing this form with the Colts Neck Township Municipal Clerk.**

NOTE: THIS IS A COURTESY COPY OF THIS RULE. ALL OF THE DEPARTMENT'S RULES ARE COMPILED IN TITLE 7 OF THE NEW JERSEY ADMINISTRATIVE CODE.

# TITLE 7. DEPARTMENT OF ENVIRONMENTAL PROTECTION
# CHAPTER 9E. PRIVATE WELL TESTING ACT RULES

**Statutory Authority:**
**N.J.S.A. 58:12A-26 et seq.**

Date last amended: June 1, 2020

For regulatory history and effective dates, see the New Jersey Administrative Code

## SUBCHAPTER 1. GENERAL PROVISIONS

### 7:9E-1.1 Scope and authority

(a) This chapter governs activities conducted by laboratories certified under the Department's Regulations Governing the Certification of Laboratories and Environmental Measurements, N.J.A.C. 7:18, for compliance with the Private Well Testing Act. Specifically, the chapter establishes water test parameters and requirements for the collection, analysis, and submittal of test results and establishes procedures and requirements for maintaining the confidentiality of any information submitted to the Department or other government agencies pursuant to the Private Well Testing Act and this chapter.

(b) This chapter shall not be construed to limit or preempt the authority of a county, county health department, health agency, or a designated health officer from making or causing to made such inspection and testing of a water supply as may be necessary to ensure the health and safety of the residents of New Jersey.

### 7:9E-1.2 Definitions

The following words and terms, when used in this chapter, shall have the following meanings unless the context clearly indicates otherwise.

"48-hour rapid gross alpha test" or "short term 48-hour gross alpha test" means a test performed in accordance with N.J.A.C. 7:18, within 48 hours from sample collection, in order to measure the presence of alpha-emitting radionuclides in the sample, including the short-lived alpha emitters such as radium-224.

"Act" means the Private Well Testing Act, P.L. 2001, c.40, N.J.S.A. 58:12A-26 et seq., which applies to buyers, sellers and lessors of certain real property as follows:

1. All contracts of sale for any real property the potable water supply for which is a private well located on the property, or for any other real property the potable water supply for which is a well that has less than 15 service connections or that does not regularly serve an average of

at least 25 individuals daily at least 60 days out of the year, shall include a provision requiring, as a condition of the sale, the testing of that water supply for certain parameters as set forth in this chapter.

2. The lessor of any real property the potable water supply for which is a private well for which testing of the water is not required pursuant to any other State law, shall test that water supply for certain parameters as set forth in this chapter at least once every five years and, within 30 days after receipt of the test results, provide a written copy of the results to each rental unit and each new lessee.

"Action level" means the concentration of lead in drinking water which determines, in some cases, the need for treatment or remedial action, in accordance with N.J.A.C. 7:10-5.1.

"Acute parameter" means a contaminant in drinking water that has significant potential to have serious adverse effects on human health as a result of short-term exposure. For purposes of this chapter, "acute parameter" means coliform and nitrate.

"Analyze-immediately parameter" means a parameter for which analysis must be performed within 15 minutes after the sample is collected, in accordance with N.J.A.C. 7:18. Examples of analyze-immediately parameters include chlorine dioxide, dissolved oxygen with probe, pH, ozone, residual chlorine, sulfite, and temperature.

"Authorized representative" means a person other than an employee of a New Jersey certified laboratory from which a New Jersey certified laboratory accepts a drinking water well sample(s) and also accepts responsibility for such a sample(s) in accordance with the requirements of N.J.A.C. 7:18-9.1(c).

"Certified laboratory" or a "certified environmental laboratory" means any laboratory, facility, consulting firm, government or private agency, business entity or other person that the Department has authorized pursuant to the Regulations Governing the Certification of Laboratories and Environmental Measurements, N.J.A.C. 7:18, to perform analysis in accordance with the procedures of a given analytical method using a particular technique as set forth in a certain methods reference document, and to report the results from the analysis of environmental samples in compliance with a Department regulatory program.

"Certified environmental laboratory sample identification number" means a unique reference number assigned to individual samples by the laboratory for identification purposes.

"Contaminant" means a specific analyte or group of analytes that are included in the general term "parameter" defined in this section.

"Department" means the New Jersey Department of Environmental Protection.

"Dwelling unit" means any building or portion of a building, permanent or temporary in nature, used or proposed to be used as a residence either seasonally or throughout the year.

"Exceedance" means the concentration of a contaminant that is greater than an MCL, action level, standard or recommended upper limit for that given contaminant.

"Global Positioning System (GPS) location" means a specific geographic location as determined by satellite radio signals. All GPS data coordinate locations must be collected and reported in accordance with Department standards for GPS data, N.J.A.C. 7:1D, Appendix A.

"Gross alpha particle activity" means the total radioactivity due to alpha particle emission as inferred from measurements set forth in N.J.A.C. 7:18, on a processed sample.

"Local health authority" means a county, regional or municipal health agency that serves as the lead point of contact with the Department on environmental issues. This agency would ordinarily be the local health agency certified pursuant to the County Environmental Health Act, (CEHA), N.J.S.A. 26:3A2-21 et seq. In those counties that do not have a certified CEHA health agency, the local health authority is the agency that serves as the lead for administering the Local Information Networks and Communication System (LINCS) as designated by the Department of Health and Senior Services.

"Maximum contaminant level" or "MCL" means the maximum permissible level of a contaminant in drinking water. Maximum contaminant levels shall apply to non-public water systems, in accordance with the New Jersey Safe Drinking Water Act, N.J.S.A. 58:12A-1 et seq. and implementing rules at N.J.A.C. 7:10.

"Municipal code" means the four-digit numerical reference which identifies the location of a property within a given municipality.

"Parameter" means a general term that includes, but is not limited to, terms such as contaminant, constituent, substance, metal, organic chemical, and characteristics that are used to designate an analyte, group of analytes, attribute, or physical property for which a certified environmental laboratory may be approved to perform analysis of regulatory samples and report results.

"pH" means a numerical expression of the hydrogen ion concentration (acidity) of aqueous matrices. The range of pH values are from zero (high acidity-low alkalinity) to 7 (neutral), to 14 (low acidity-high alkalinity). pH is also known as a secondary parameter.

"Point-of-entry treatment device" means a water treatment device applied to the drinking water entering a house or building for the purpose of reducing contaminants in the drinking water distributed to the entire house or building.

"Point-of-use treatment device" or "point-of-delivery treatment device" means a water treatment device applied to a single tap for the purpose of reducing contaminants in drinking water at that one tap.

"Potable water" means any water used, or intended to be used, for drinking and/or culinary purposes which is free from impurities in amounts sufficient to cause disease or harmful physiological effects, and complies with the bacteriological and chemical quality conforming to applicable standards the New Jersey Safe Drinking Water Act rules, N.J.A.C. 7:10.

"Private well" means a potable water well that serves a dwelling unit and is located on the same real property as the dwelling unit.

"Private Well Water Test Reporting Form" means the standardized form prescribed by the Department to be used by a certified laboratory to disseminate well test results to its client in order to determine compliance with this chapter.

"Public notification" means general notice by the appropriate local health authority of well test failures to surrounding and/or neighboring owners of real property served by wells subject to this chapter, with recommendations to test for the parameters of concern to the owners of surrounding or neighboring properties served by wells.

"Recommended limit" means the optimum range of lower or upper limit for iron, manganese, and pH, in accordance with the New Jersey Safe Drinking Water Act rules at N.J.A.C. 7:10-7.

"Reporting laboratory" means the certified laboratory responsible for reporting the complete set of required information related to this chapter to the Department.

"Secondary parameter" means a drinking water contaminant regulated under this chapter for aesthetic purposes rather than health effects. Secondary parameter refers to pH, iron and manganese. Treatment for the removal or adjustment for these contaminants may be recommended when their reported levels exceed the recommended limits.

"Standard" means a water quality standard as defined in this section.

"Surface water" means water at or above the land's surface, which is neither groundwater nor contained within the unsaturated zone, including, but not limited to, the ocean and its tributaries, all springs, streams, rivers, lakes, ponds, wetlands, and artificial water bodies, in accordance with the New Jersey Safe Drinking Water Act rules, N.J.A.C. 7:10.

"Water quality standard" or "drinking water quality standard" means a standard that applies to a contaminant that is required to be tested pursuant to the New Jersey Safe Drinking Water Act, N.J.S.A. 58:12A-1 et seq. and implementing rules at N.J.A.C. 7:10, that include maximum contaminant level, recommended limits, or an action level for lead analysis.

"Water test failure" means an exceedance of an applicable drinking water quality standard of a required test parameter under the Private Well Testing Act. This term includes all applicable maximum contaminant levels, recommended limits, or an action level for lead analysis.

"Water treatment system" means a device applied to the drinking water at a house or building for the purpose of reducing contaminants in the drinking water distributed in the house or building. Examples include point-of-entry devices and point-of-use devices, as defined in this section.

"Well" means a hole or excavation larger than four inches in diameter or a hole or excavation deeper than 10 feet in depth that is drilled, bored, cored, driven, jetted, dug, or otherwise constructed for the purpose of removal or emplacement of, or investigation of, or exploration for, fluids, water, oil, gas, minerals, soil, or rock, or for the installation of an elevator shaft, in accordance with rules governing well construction and maintenance at N.J.A.C. 7:9D.

"Well permit" means a written approval issued by the Department, pursuant to the well construction and maintenance rules, at N.J.A.C. 7:9D, to a licensed well driller which authorizes a licensed well driller of the proper class to construct a well or wells. A designated numeric reference is assigned by the Department to individual State well permits.

"Well record" means the form provided by the Department that depicts the construction details of a well, which is completed by the well driller subsequent to well permit issuance and well installation.

**7:9E-1.3 Severability**

If any provision of this chapter or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications, and to this end, the provisions of this chapter are declared to be severable.

NOTE: THIS IS A COURTESY COPY OF THIS RULE. ALL OF THE DEPARTMENT'S RULES ARE COMPILED IN TITLE 7 OF THE NEW JERSEY ADMINISTRATIVE CODE.

## SUBCHAPTER 2. SAMPLING AND TESTING REQUIREMENTS

### 7:9E-2.1 Parameters for which testing is required

(a) Each water sample shall be analyzed for the following parameters:

1. Total coliform bacteria;
2. If the sample tests positive for total coliform bacteria, the sample shall be analyzed for Escherichia coli, in accordance with N.J.A.C. 7:18-4.6;
3. Nitrate;
4. Iron;
5. Manganese;
6. pH;
7. All volatile organic compounds for which maximum contaminant levels (MCLs) have been established under the Safe Drinking Water Act, N.J.S.A. 58:12A-1 et seq., and implementing rules, N.J.A.C. 7:10;
8. Lead;
9. Arsenic;
10. Gross Alpha particle activity, determined using the 48 Hour Rapid Gross Alpha Test, in accordance with N.J.A.C. 7:18;
11. As of March 3, 2019, the synthetic organic compounds 1,2,3-trichloropropane, ethylene dibromide, and 1,2-dibromo-3-chloropropane; and
12. As of December 1, 2021, the per- and polyfluoroalkyl substances perfluorononanoic acid (PFNA), perfluorooctanoic acid (PFOA), and perfluorooctanesulfonic acid (PFOS).

(b) In addition to the parameters listed at (a) above, water samples collected from Atlantic, Burlington, Camden, Cape May, Cumberland, Gloucester, Monmouth, Ocean, and Salem County locations shall be analyzed for mercury.

(c) In addition to the parameters listed at (a) above, water samples collected from Bergen, Essex, Hudson, Hunterdon, Mercer, Middlesex, Morris, Passaic, Somerset, Sussex, Union, and Warren County locations shall be analyzed for uranium.

NOTE: THIS IS A COURTESY COPY OF THIS RULE. ALL OF THE DEPARTMENT'S RULES ARE COMPILED IN TITLE 7 OF THE NEW JERSEY ADMINISTRATIVE CODE.

**7:9E-2.2 Collection requirements**

(a) Water samples subject to this chapter shall be collected by either a New Jersey certified laboratory or the laboratory's authorized representative, as defined at N.J.A.C. 7:9E-1.2. The sample collector who analyzes for pH shall be an employee of a certified environmental laboratory, as defined at N.J.A.C. 7:18-1.7, which is certified to analyze for pH in accordance with the Regulations Governing the Certification of Laboratories and Environmental Measurements, N.J.A.C. 7:18.

(b) Water samples shall be collected and preserved in accordance with the Regulations Governing the Certification of Laboratories and Environmental Measurements, N.J.A.C. 7:18, and in accordance with the additional requirements set forth at N.J.A.C. 7:9E-2.3.

**7:9E-2.3 Sample location**

(a) Water sampling locations for compliance with this chapter shall be as follows:

1. If there is no water treatment system, as defined at N.J.A.C. 7:9E-1.2, in use on the subject property, samples shall be collected from a primary cold water, non-aerated spigot or tap that draws from, or feeds water to, the potable water system of the subject property.
2. Where a water treatment system is in use on the subject property, the sample shall be collected as follows:
    i. The water treatment system shall be disconnected or otherwise disabled prior to the collection of the water sample; or
    ii. The sample shall be collected at a location prior to the water treatment system.

(b) In the case of new well construction and installation where there is no spigot or tap on the subject property, the sample may be collected directly at the well head (raw water sample) as set forth in the Safe Drinking Water Act rules at N.J.A.C. 7:10-12.30.

(c) In addition to the requirements set forth at (a) and (b) above, before a water sample for lead analysis under this chapter is collected, water shall be flushed through the plumbing system for at least two minutes (until the water changes temperature), in accordance with N.J.A.C. 7:18.

**7:9E-2.4 Testing requirements**

All water samples collected under this chapter shall be analyzed by a laboratory certified for those parameters subject to this chapter, using Safe Drinking Water Methods as set forth in the Regulations Governing the Certification of Laboratories and Environmental Measurements, N.J.A.C. 7:18, and in accordance with this chapter.

NOTE: THIS IS A COURTESY COPY OF THIS RULE. ALL OF THE DEPARTMENT'S RULES ARE COMPILED IN TITLE 7 OF THE NEW JERSEY ADMINISTRATIVE CODE.

## SUBCHAPTER 3. REPORTING AND DATA VALIDITY

### 7:9E-3.1 Reporting requirements for laboratories

(a) The reporting laboratory shall, subject to (c) below, within five business days after completion of analyses of water samples:

1. Provide the following information to the person(s) who requested the test. The information shall be provided on the Department's "Private Well Water Test Reporting Form", which is available by logging on to the Department's website at www.state.nj.us/dep/pwta; or by contacting the Department's Hotline for Private Well Testing Act Program Hotline. The form shall include the following information:

   i. The name, telephone number and mailing address of person(s) who requested the test;

   ii. The name of the laboratory employee or name of authorized representative(s) of the laboratory who collected the water sample;

   iii. The analytical method used for each parameter tested pursuant to this chapter;

   iv. The analytical results for each parameter tested pursuant to this chapter:

      (1) The Department's "Private Well Water Test Reporting Form" shall include the maximum contaminant level (MCL), applicable water quality standard, or action level for each parameter as set forth at N.J.A.C. 7:10-5.1, 5.2 and 7:10-7.2. The information required at (a)1iv above, shall be inserted in the space provided on the Department's form next to the applicable standard for that parameter;

   v. A statement indicating that the testing was performed for the purpose of complying with the Private Well Testing Act and N.J.A.C. 7:9E;

   vi. The location of the real property, including, block and lot, street address, municipality, municipal code, and county;

   vii. The date and time of collection of the water sample(s);

   viii. The specific point at which the water sample was collected (for example, kitchen tap, bathroom tap, etc.);

   ix. If known, the type of installed water treatment device and condition of water treatment device;

   x. The date and time that the water sample(s) was analyzed by the certified environmental laboratory;

   xi. The Global Positioning System (GPS) location of the well head or front door of the subject property, or if GPS coordinates cannot be collected at one of those locations, at another location on the subject property, as close as possible to the well head or front door. GPS data shall be obtained in accordance with Department standards, N.J.A.C. 7:1D, Appendix A, and shall include a notation of which location was utilized;

   xii. The State of New Jersey well permit or well record number (if known);

xiii. The name and identification number of all New Jersey certified laboratories which conducted the analyses in accordance with N.J.A.C. 7:18;

xiv. The certified environmental laboratory sample identification number;

xv. A statement of available remediation funding alternatives;

xvi. A written certification signed by the laboratory manager and/or designee stating that all sampling, analyses and reporting performed by that laboratory comply with all requirements as set forth in this chapter and in Regulations Governing the Certification of Laboratories and Environmental Measurements, N.J.A.C. 7:18, and certifying that the laboratory is in compliance with all laboratory certification and quality control procedures and requirements as set forth in N.J.A.C. 7:18;

(1) The certification requirement in (a)1xvi above shall also apply to certified laboratories that are subcontracted to perform analytical testing pursuant to this chapter. Subcontracted laboratories shall provide the certification in writing to the reporting laboratory at the time that the results are submitted;

xvii. A statement providing that additional information may be obtained by logging onto the NJDEP-Private Well Testing Act website at www.state.nj.us/dep/pwta; or contacting the Department's Bureau of Safe Drinking Water at 609-292-5550;

xviii. One or more of the following statement(s), as applicable, at the top of the form prior to listing the individual results as follows:

(1) If all analytical results meet applicable standards, the statement shall say: "Analytical results meet primary and secondary contaminant standards for drinking water.";

(2) If one or more of the analytical results fail to meet applicable standards, the statement shall say: "One or more of the analytical results do not meet primary contaminant standards for drinking water.";

(3) If one or more of the analytical results fail to meet applicable standards, the statement shall say: "One or more of the analytical results do not meet secondary contaminant standards for drinking water."; and

xix. Any other information set forth in the Regulations Governing the Certification of Laboratories and Environmental Measurements at N.J.A.C. 7:18-9.4(b)9; and

2. Provide the following information to the Department electronically in accordance with N.J.A.C. 7:9E-3.2:

i. The name and address of the reporting laboratory;

ii. All data being submitted to the person(s) who requested the test pursuant to (a)1i through xiv above;

iii. The data package submission number;

iv. The unique laboratory submission identification number;

v. The CAS number of each parameter analyzed, if applicable;

vi. A detection flag for each parameter;

vii. The method detection limit(s), and dilution factor(s) if applicable;

viii. The method detection concentration (for gross alpha particle activity);

ix. The first count of gross alpha particle activity (if applicable);

x. The second count of gross alpha particle activity, if warranted and if applicable;

xi. The uncertainty value (of gross alpha analysis);

xii. The units of measure for each parameter;

xiii. The completion date of analyses;

xiv. The well driller name, if known;

xv. The well installation date, if known; and

xvi. A description of lead sample collection technique.

(b) If more than one certified laboratory analyzes water samples subject to this chapter, one certified laboratory shall act as the reporting laboratory and shall provide a complete set of required information to the Department as described in (a)2 above.

(c) Analysis shall be deemed complete once all the required analytical tests have been submitted by the laboratories to the reporting laboratory.

**7:9E-3.2 Electronic data submittal**

(a) The reporting laboratory shall electronically submit a complete set of required information, pursuant to N.J.A.C. 7:9E-3.1(a)2, to the Department at one time, and in the format(s) prescribed by the Department in accordance with (b) and (c) below.

(b) Prior to submitting data electronically to the Department, the laboratory manager and/or assigned designee shall register with the Department by accessing the Department's electronic website portal, located at www.njdeponline.com to obtain a Department issued personal identification number (PIN) and printing, completing and signing the authorization form found at the website, and mailing it to the Department at the following address:

New Jersey Department of Environmental Protection
Office of Quality Assurance
PO Box 424
Trenton, New Jersey 08625-0424

(c) When electronically submitting a complete set of required information to the Department, the reporting laboratory shall:

1. Use the PIN as an electronic signature to certify that all sampling, analyses and quality control procedures were conducted in accordance with this chapter and N.J.A.C. 7:18; and
2. Use only the electronic data formats supplied by the Department.

(d) The Department shall reject any submittal which it has determined to be incomplete or deficient in accordance with this chapter and shall so notify the reporting laboratory.

1. Any reporting laboratory whose submittal has been rejected by the Department because of a failure to submit all information as set forth in N.J.A.C. 7:9E-3.1(a)2 shall resubmit a complete set of required information as set forth at N.J.A.C. 7:9E-3.1(a) to the Department and to the person(s) who requested the test within two business days of receipt of notification.

   i. Any re-submittal made to the Department and to the person(s) who requested the test shall include all information originally submitted plus the additional missing information.

2. If the submittal made by the reporting laboratory is incomplete or deficient to the extent that re-sampling is required, the deficient submittal shall not be valid for purposes of complying with the Private Well Testing Act.

   i. The reporting laboratory shall notify the person(s) who requested the test that the submittal has been rejected by the Department within two business days of receipt of notification by the Department that the submittal has been rejected.

**7:9E-3.3 Data validity for sale of subject property**

(a) Analytical results except for coliform (total and fecal) shall remain valid for purposes of complying with Section 2 of the Act (N.J.S.A. 58:12A-27) for a period of one year from the date of sample collection except if a new source of water has been installed, in which case the test results shall no longer be valid.

(b) Coliform (total and fecal) analytical results shall remain valid for purposes of complying with Section 2 of the Act (N.J.S.A. 58:12A-27) for a period of six months from the date of sample collection except if a new source of water has been installed, in which case the test results shall no longer be valid.

## SUBCHAPTER 4. NOTIFICATION PROCESS

**7:9E-4.1 Notification by laboratories and the Department**

(a) If analysis shows an acute parameter, as defined at N.J.A.C. 7:9E-1.2, at a level above the MCL, the certified laboratory responsible for analyzing the water sample shall, within 24 hours of obtaining the test results, notify the person(s) who requested the water test, and the appropriate local health authority in accordance with N.J.A.C. 7:18-4.6 and 5.6.

(b) The Department shall, within five business days after receiving notice of any parameter at a level above a MCL, water quality standard, or action level, provide notice of such water test failure to the appropriate local health authority in which the subject property is located.

**7:9E-4.2 Public notification by local health authorities**

NOTE: THIS IS A COURTESY COPY OF THIS RULE. ALL OF THE DEPARTMENT'S RULES ARE COMPILED IN TITLE 7 OF THE NEW JERSEY ADMINISTRATIVE CODE.

(a) The appropriate local health authority, upon the Department's notification that the reported presence of one or more parameters exceed the MCLs, water quality standards, or action levels, is authorized to issue a public notice to owners of property in the vicinity of the subject property, suggesting or recommending that property owners may wish to have nearby wells sampled for the failed parameters(s). The specific address or location of the private well that failed a water test shall not be identified in the notice or by any other means or in any other manner.

(b) Public notification under N.J.A.C. 7:9E-4.1 is provided at the sole discretion of the appropriate local health authority, and may be in any form deemed suitable by the appropriate local health authority.

(c) If the appropriate local health authority provides public notification, such notification shall, at a minimum, be distributed to all property owners within 200 feet from each boundary of the subject property.

1. Recommended situations which may warrant notification and suggested forms of notification are available from the Department for advice purposes only.

(d) If the appropriate local health authority chooses to provide notice pursuant to this section, it shall comply with the confidentiality requirements set forth at N.J.A.C. 7:9E-5.

## SUBCHAPTER 5. CONFIDENTIALITY OF INFORMATION SUBMITTED PURSUANT TO THIS CHAPTER

### 7:9E-5.1 General requirements

(a) An appropriate local health authority, or any other local or State entity, shall keep confidential all information submitted or received pursuant to this chapter and the Act and shall not make any such information available for public examination, inspection or copying except pursuant to (b) or (c) below.

(b) The Department, a county health department, health agency, or designated health officer, or any other State or local governmental entity may make available to the public compilations of test results organized according to municipality and county and/or geographic regions. Such compilations shall not provide the names of specific property owners, their addresses or locations.

(c) The Department shall make available to the public a general compilation of water test results data, arranged or identified by county and municipality or appropriate geographic areas therein. Such general compilations shall not include a specific address or location information.