



October 20, 2014

Mr. Thomas V. Sgroi, President  
Connecticut Association of Water Pollution Control Authorities  
c/o Greater New Haven WPCA  
260 East Street  
New Haven, CT 06511

Dear Mr. Sgroi,

Thank you for your letter of September 11, 2014 in which you expressed the CAWPCA's concerns regarding Public Act 14-231. We are aware of the concerns and have been coordinating with the Department of Public Health to clarify the intent and interpretation of the legislation. As such, we offer the following:

It is not the intention of DEEP's Industrial Permitting or Municipal Water Pollution Control sections to request an expansion of DPH's Laboratory Certification Program to require certification of most owner-operated laboratories. These laboratories conduct analyses for submission to DEEP to verify permit compliance or to satisfy other permit conditions. Laboratories, particularly those at Water Pollution Control Facilities, that conduct analyses solely on their own wastewaters, should not need certification for certain parameters such as BOD, bacteriological, and other short holding time analyses.

DEEP does intend to require certification for laboratories which perform analyses to be reported for the Nitrogen trading program as well as analyses for toxics such as metals and organics. DEEP also intends to require that any facility that conducts testing for another entity be treated as a contract lab and be certified by DPH.

In effect, we will be maintaining the current status for the WPCF labs, except for the Nitrogen analysis. It should be noted that these labs have been conducting these analyses, are inspected routinely by DEEP's Municipal Water Pollution Control staff, and most are required to perform proficiency analysis under the annual USEPA DMRQA Program. Several smaller facilities are not required to perform the annual DMRQA analysis, but have begun conducting proficiency analysis under a voluntary program started by DEEP in 2012.

We hope that this response addresses your immediate concerns, and we will endeavor to keep you in the loop as we move forward in developing the method of implementing Public Act 14-231.

Sincerely,

A handwritten signature in blue ink that reads "Denise Ruzicka". The signature is fluid and cursive.

Denise Ruzicka  
Director  
Planning & Standards Division  
Bureau of Water Protection and Land Reuse