

Senate Bill 909

Sponsored by Senator G GEORGE (at the request of Oregon Citizens for Safe Drinking Water)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Prohibits adding substance to water system unless substance improves potability, has been tested and approved as safe and effective by United States Food and Drug Administration or contains no contaminants that exceed certain public health standards.

A BILL FOR AN ACT

1
2 Relating to water systems; amending ORS 448.265.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 448.265 is amended to read:

5 448.265. (1) *[It shall be unlawful for any person to do any of the following]* If the result would
6 be to pollute a source of a water system or to destroy or endanger a water system, **a person may**
7 **not:**

8 (a) Establish or maintain any slaughter pen, stock-feeding *[yards]* **yard** or *[hogpens]* **hogpen**.

9 (b) Deposit or maintain any unclean or unwholesome substance.

10 **(2)(a) A person or public or private water system may not introduce or add any substance**
11 **to the public water supply for the purpose of treating or affecting the physical or mental**
12 **functions of the body of any person or with the intent that the substance act as a medication**
13 **for humans unless:**

14 **(A) The substance is added to treat water to make water safe or potable;**

15 **(B) The substance has been tested and approved by the United States Food and Drug**
16 **Administration as safe and effective for the protection of health and cosmetic attributes, at**
17 **all ranges of unrestricted consumption and for the purpose for which it is added; or**

18 **(C) The substance contains no contaminants at concentrations that will result in the**
19 **public water supply exceeding Maximum Contaminant Level Goals established pursuant to**
20 **the federal Safe Drinking Water Act, 42 U.S.C. 300f et seq.**

21 **(b) For purposes of determining the specific contaminant contribution under paragraph**
22 **(a)(C) of this subsection, each shipment of the substance must include its own certificate of**
23 **analysis provided by the manufacturer, producer or supplier. Analysis of the contaminant**
24 **contribution of a substance shall be of the undiluted product, with the contaminant concen-**
25 **tration calculated at the Maximum Use Level declared by the manufacturer for certification**
26 **to the NSF/ANSI-60 standard for Drinking Water Treatment Chemicals - Health Effects or**
27 **an equivalent standard.**

28 **[(2)] (3) Violation of subsection [(1)(a) or (b)] (1) or (2) of this section is a public nuisance and**
29 **may be abated as other nuisances under the laws of this state.**

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NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted.
New sections are in **boldfaced** type.