**Section 602.106 Restricted Status**

a) Restricted status shall be defined as the Agency determination, pursuant to Section 39(a) of the Act and Section 602.105, that a public water supply facility may no longer be issued a construction permit without causing a violation of the Act or this Chapter.

b) The Agency shall publish and make available to the public, at intervals of not more than six months, a comprehensive and up-to-date list of supplies subject to restrictive status and the reasons why.

c) The Agency shall notify the owners or official custodians of supplies when the supply is initially placed on restricted status by the Agency.

d) Until December 8, 2003, the Agency shall not place public water supplies on restricted status when:

1) the radium-226 level is less than or equal to 20 pCi/L;

2) the radium-228 level is less than or equal to 20 pCi/L; or

3) the gross alpha particle activity level minus the radium-226 level is less than or equal to 15 pCi/L.

e) From December 8, 2003, until December 8, 2009, the Agency shall not place a public water supply on restricted status for exceeding the maximum contaminant level (MCL) for combined radium (radium-226 and radium-228) of 5 pCi/L, the MCL for gross alpha particle activity of 15 pCi/L, or the MCL for uranium of 30 µg/L (35 Ill. Adm. Code 611.330) if the supply is bound to comply with the MCL pursuant to a specific schedule under:

1) A Compliance Commitment Agreement executed pursuant to Section 31 of the Act [415 ILCS 5/31]; or

2) An enforceable court order after referral by the Agency.

(Source: Amended at 27 Ill. Reg. 18030, effective November 12, 2003)