



Association of Metropolitan Water Agencies

Serving the nation's largest publicly owned drinking water agencies

Board of Directors

President

John P. Sullivan, Jr.
Boston Water and
Sewer Commission

Vice President

Gurnie C. Gunter
Kansas City Water Services Dept.

Treasurer

David Rager
Greater Cincinnati Water Works

Secretary

Joseph E. Tait
Metropolitan Water District of
Southern California

Mark Premo

Anchorage Water and
Wastewater Utility

Chips Barry

Denver Water Department

Jerry N. Johnson

District of Columbia
Water and Sewer Authority

David L. Toppin

Tampa Water Department

Remedios K. del Rosario

Atlanta Department of Water

L. D. McMullen

Des Moines Water Works

Richard Rice

Chicago Department of Water

Harold J. Gorman

Sewerage and Water Board
of New Orleans

Patricia Mulroy

Las Vegas Valley Water District

Julius Ciaccia, Jr.

Cleveland Division of Water

Edmund Archuleta

El Paso Water Utilities

Brian L. Ramaley

Newport News Waterworks

Kenneth Merry

Tacoma Water

David Denig-Chakroff

Madison Water Utility

Diane VanDe Hei

Executive Director

1620 I Street, NW, Suite 500

Washington, DC 20006

(202) 331-2820 • fax 785-1845

www.amwa.net

June 12, 2003

Associate General Counsel (General Law)
Department of Homeland Security
Washington, DC 20528

Re: Procedures for Handling Critical Infrastructure Information, Proposed Rule

Dear Sir or Madam:

The Association of Metropolitan Water Agencies (AMWA) appreciates the opportunity to comment on the "Information Collection Request for Title IV of the Public Health Security and Bioterrorism Preparedness and Response Act of 2002; Drinking Water Security and Safety". As directors and managers of the nation's largest drinking water systems collectively serving over 110 million people, AMWA members believe the protection of their sensitive security information is integral to the protection of public health.

1. AMWA asks that DHS indicate how it would determine that a voluntary submission of critical infrastructure information (CII) is in "bad faith" (Sec.29.6(f)).

2. In regard to Sec.29.6(f), AMWA believes that anyone who submits critical infrastructure information (CII) voluntarily to DHS would want to know if the CII Program Manager concluded that the submission was "in bad faith" and therefore asks that DHS amend the rule to require any and all copies of information be returned to the submitter if such a conclusion were made.

If you have questions about these comments, please do not hesitate to contact me or Erica Michaels on AMWA's staff at the number above or via email at: michaels@amwa.net.

Sincerely,

Diane VanDe Hei
Executive Director

Cc: Janet Pawlukiewicz, USEPA
Cynthia Dougherty, USEPA
Nancy Wong, DHS