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## 40 C.F.R. § 35.3520

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### Systems, projects, and project-related costs eligible for assistance from the Fund.

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(a) *Eligible systems.* Assistance from the Fund may only be provided to:

- (1) Privately-owned and publicly-owned community water systems and non-profit noncommunity water systems.
- (2) Projects that will result in the creation of a community water system in accordance with paragraph (b)(2)(vi) of this section.
- (3) Systems referred to in section 1401(4)(B) of the Act for the purposes of point of entry or central treatment under section 1401(4)(B)(i)(III).

(b) *Eligible projects*—(1) *General.* Projects that address present or prevent future violations of health-based drinking water standards are eligible for assistance. These include projects needed to maintain compliance with existing national primary drinking water regulations for contaminants with acute and chronic health effects. Projects to replace aging infrastructure are eligible for assistance if they are needed to maintain compliance or further the public health protection objectives of the Act.

(2) Only the following project categories are eligible for assistance from the Fund:

- (i) *Treatment.* Examples of projects include installation or upgrade of facilities to improve the quality of drinking water to comply with primary or secondary standards and point of entry or central treatment under section 1401(4)(B)(i)(III) of the Act.

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