

SB0956/183320/1

BY: Education, Energy, and the Environment Committee

AMENDMENTS TO SENATE BILL 956
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “establishing” in line 5 down through “manner;” in line 8 and substitute “requiring the Department of the Environment to identify certain significant industry users in a certain manner by a certain date; requiring the Department to develop certain PFAS monitoring and testing criteria for certain users in a certain manner by a certain date; requiring the Department to develop certain PFAS action levels and certain mitigation plans in a certain manner by a certain date;”; in line 9, strike “, reuse, and dispose of”; in line 10, after “manner;” insert “authorizing a certain significant industrial user to dispose of stored PFAS chemicals in a certain manner;”; in line 11, strike “organic fluorine” and substitute “PFAS chemicals”; in line 12, strike “of the Environment” and substitute “; requiring the Department to update a certain action plan on or before a certain date”; and in line 21, strike “through 9–356” and substitute “and 9–354”.

AMENDMENT NO. 2

On page 3, in line 1, after “(B)” insert “(1)”; in lines 2, 4, 6, and 7, strike “(1)”, “(2)”, “(I)”, and “(II)”, respectively, and substitute “(I)”, “(II)”, “1.”, and “2.”, respectively; after line 8, insert:

“(2) “INDUSTRIAL USER” DOES NOT INCLUDE THE FEDERAL, STATE, AND LOCAL GOVERNMENTS.”;

in line 13, after “DEPARTMENT” insert “**OR THE DEPARTMENT’S DESIGNEE**”; in line 16, after “(E)” insert “(1)”; and in lines 17, 19, 23, 26, and 29, strike “(1)”, “(2)”, “(3)”, “(4)”, and “(I)”, respectively, and substitute “(I)”, “(II)”, “(III)”, “(IV)”, and “1.”, respectively.

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On page 4, in line 1, strike “(II)” and substitute “2.”; after line 2, insert:

“(2) “SIGNIFICANT INDUSTRIAL USER” DOES NOT INCLUDE THE FEDERAL, STATE, AND LOCAL GOVERNMENTS.”;

in line 17, strike “(I)”; strike beginning with the semicolon in line 18 down through the second “KNOWN” in line 20; strike beginning with “A” in line 21 down through “SECTION” in line 23 and substitute “ON OR BEFORE OCTOBER 1, 2024, THE DEPARTMENT SHALL, IN COLLABORATION WITH PUBLICLY OWNED TREATMENT WORKS AND SIGNIFICANT INDUSTRIAL USERS IN THE STATE, IDENTIFY THE SIGNIFICANT INDUSTRIAL USERS THAT CURRENTLY AND INTENTIONALLY USE PFAS CHEMICALS”; in line 24, after “(C)” insert “ON OR BEFORE JANUARY 1, 2025, IN ACCORDANCE WITH GUIDANCE FROM THE U.S. ENVIRONMENTAL PROTECTION AGENCY, THE DEPARTMENT SHALL DEVELOP PFAS MONITORING AND TESTING PROTOCOLS FOR SIGNIFICANT INDUSTRIAL USERS IDENTIFIED IN ACCORDANCE WITH SUBSECTION (B) OF THIS SECTION.

(D) (1) ON OR BEFORE JUNE 1, 2025, THE DEPARTMENT SHALL, IN COLLABORATION WITH THE PUBLICLY OWNED TREATMENT WORKS AND SIGNIFICANT INDUSTRIAL USERS IN THE STATE IDENTIFIED IN ACCORDANCE WITH SUBSECTION (B) OF THIS SECTION, DEVELOP PFAS ACTION LEVELS FOR ADDRESSING PFAS CONTAMINATION FROM INDUSTRIAL DISCHARGE FOR PRETREATMENT PERMITS.

(2) ON OR BEFORE SEPTEMBER 1, 2025, THE DEPARTMENT SHALL, IN COLLABORATION WITH THE PUBLICLY OWNED TREATMENT WORKS AND SIGNIFICANT INDUSTRIAL USERS IN THE STATE IDENTIFIED IN ACCORDANCE WITH SUBSECTION (B) OF THIS SECTION, DEVELOP MITIGATION PLANS FOR ADDRESSING PFAS CONTAMINATION FROM INDUSTRIAL DISCHARGE FOR PRETREATMENT PERMITS.

(3) THE MITIGATION PLANS UNDER PARAGRAPH (2) OF THIS SUBSECTION SHALL INCLUDE STRATEGIES AND OPTIONS FOR REDUCING THE PRESENCE OF PFAS IN INDUSTRIAL DISCHARGE, INCLUDING:

(I) SUBSTITUTING OR ELIMINATING PRODUCTS CONTAINING PFAS CHEMICALS;

(II) TAKING PRECAUTIONS TO AVOID ACCIDENTAL DISCHARGES;

(III) DECONTAMINATING OR REPLACING EQUIPMENT CONTAMINATED WITH PFAS CHEMICALS; OR

(IV) USING ANY OTHER METHOD THE DEPARTMENT DETERMINES IS NECESSARY FOR THE REDUCTION OR ELIMINATION OF PFAS CHEMICALS IN WATER.”;

and strike beginning with “IN” in line 24 down through “TRILLION.” in line 28.

On page 5, strike in their entirety lines 1 through 14, inclusive; in line 15, strike “(1)”; strike in their entirety lines 20 through 22, inclusive; in line 23, strike “(1)”; in the same line, strike “SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, A” and substitute “A”; strike beginning with the second “OR” in line 25 down through “REGULATION” in line 26; and strike in their entirety lines 27 through 31, inclusive.

On page 6, in line 2, strike “APRIL” and substitute “SEPTEMBER”; strike beginning with “ORGANIC” in line 2 down through “FLUORINE” in line 3 and substitute “PFAS”; in line 5, strike “ORGANIC FLUORINE” and substitute “PFAS”; in line 7,

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strike “**OCTOBER**” and substitute “**JULY**”; and in the same line, strike “**2025**” and substitute “**2026**”.

On pages 6 and 7, strike in their entirety the lines beginning with line 20 on page 6 through line 12 on page 7, inclusive.

On page 7, after line 12, insert:

“SECTION 2. AND BE FURTHER ENACTED, That on or before December 1, 2025, the Department of the Environment shall update the Department’s PFAS Action Plan with an evaluation of disposal methods for PFAS chemicals and the progress made on the requirements of this Act.”;

in line 13, strike “2.” and substitute “3.”; and in line 14, strike “October” and substitute “July”.