

SENATE BILL 719

M3

6lr2034
CF HB 925

By: **Senators Love and Hester**

Introduced and read first time: February 6, 2026

Assigned to: Education, Energy, and the Environment

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 3, 2026

CHAPTER _____

1 AN ACT concerning

2 **Sewage Sludge – Per- and Polyfluoroalkyl Substances – Regulation**

3 FOR the purpose of establishing restrictions on the land application, on or after a certain
4 date, of sewage sludge ~~or products containing sewage sludge~~ with total
5 concentrations of certain regulated per- and polyfluoroalkyl substances equal to or
6 greater than certain levels; authorizing, on or before a certain date, a person to ~~blend~~
7 ~~sewage sludge from multiple sources~~ commingle sewage sludge for a certain purpose
8 and subject to certain regulations and requirements; establishing monitoring
9 protocols for certain per- and polyfluoroalkyl substances in certain sewage sludge ~~or~~
10 ~~products containing sewage sludge~~; authorizing the establishment of pretreatment
11 standards for certain industrial users that discharge certain per- and
12 polyfluoroalkyl substances at levels that exceed certain action levels; authorizing
13 certain local jurisdictions and pretreatment authorities to set certain rates and fees
14 for certain industrial users; encouraging sewage sludge generators to take certain
15 actions with respect to certain per- and polyfluoroalkyl substances; and generally
16 relating to per- and polyfluoroalkyl substances and sewage sludge.

17 BY repealing and reenacting, without amendments,

18 Article – Environment

19 Section 9–201(a), (l), and (m) and 9–230

20 Annotated Code of Maryland

21 (2014 Replacement Volume and 2025 Supplement)

22 BY repealing and reenacting, with amendments,

23 Article – Environment

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 Section 9–201(k)
2 Annotated Code of Maryland
3 (2014 Replacement Volume and 2025 Supplement)

4 BY adding to
5 Article – Environment
6 Section 9–250
7 Annotated Code of Maryland
8 (2014 Replacement Volume and 2025 Supplement)

9 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
10 That the Laws of Maryland read as follows:

11 **Article – Environment**

12 9–201.

13 (a) In this subtitle the following words have the meanings indicated.

14 (k) “Sewage” means[:

15 (1) Any human or animal excretion or water–carried domestic waste; or

16 (2) A mixture of industrial waste and any of the things in item (1) of this
17 subsection] **THE WATER–CARRIED DOMESTIC WASTE FROM RESIDENCES, BUILDINGS,**
18 **INDUSTRIAL ESTABLISHMENTS, OR OTHER PLACES.**

19 (l) “Sewage sludge” means any thickened liquid, suspension, settled solid, or
20 dried residue that a sewage treatment plant extracts from sewage.

21 (m) (1) “Sewage sludge generator” means a person who owns or operates a
22 facility that receives and processes sewage in this State or produces sewage sludge to be
23 utilized in this State.

24 (2) “Sewage sludge generator” includes:

25 (i) The Washington Suburban Sanitary Commission; and

26 (ii) The Maryland Environmental Service.

27 (3) “Sewage sludge generator” does not include the owner or operator of a
28 septic system.

29 9–230.

30 (a) (1) The Department of the Environment shall adopt regulations to carry
31 out this Part III of this subtitle.

1 (2) The Department of the Environment may not adopt a regulation or part
2 of a regulation that deals with the land application of sewage sludge without the approval
3 of the Department of Agriculture.

4 (b) In adopting regulations under this Part III and §§ 9–269 and 9–270 of this
5 subtitle, the Department of the Environment shall consider:

6 (1) Alternative utilization methods;

7 (2) Pathogen control;

8 (3) Advertising requirements for public hearings and public information
9 meetings;

10 (4) Performance bonds, liability insurance, or other forms of security;

11 (5) Procedures for notifying units of local government and other interested
12 parties; and

13 (6) Adequate standards for transporting sewage sludge, including
14 requirements for enclosing or covering sewage sludge during transportation.

15 (c) In addition to the considerations under subsection (b) of this section, in
16 adopting regulations for the land application of sewage sludge, the Department of the
17 Environment shall consider:

18 (1) Methods for calculating loading rates that:

19 (i) Will assure nondegradation of the groundwater supply; and

20 (ii) For agricultural land, shall be limited by the nutrient
21 requirements of crop or cover vegetation, as recommended by the Department of
22 Agriculture;

23 (2) The crops that are to be grown on land on which sewage sludge may be
24 applied;

25 (3) The nature of any nearby surface water or groundwater;

26 (4) The character of any affected area;

27 (5) The character of nearby existing or planned land uses and transport
28 routes;

29 (6) The nearness of the land on which sewage sludge may be applied to
30 sensitive areas, including flood plains, wetlands, and areas of critical concern;

1 (7) The definitions of:

2 (i) Sewage sludge that is unsuitable for application to agricultural
3 land;

4 (ii) Agricultural land;

5 (iii) Marginal land; and

6 (iv) Compost;

7 (8) Acceptable cumulative loading rates, including rates for nitrogen and
8 heavy metals;

9 (9) Special requirements of land used for producing tobacco; and

10 (10) Reasonable buffer areas to separate any home or other property from
11 land on which sewage sludge may be applied.

12 (d) (1) The Department shall adopt regulations to establish a mechanism for
13 determining annual generator's fees.

14 (2) The regulations shall provide for public input into the development of
15 fee schedules.

16 (3) The fee schedules shall take into account:

17 (i) The volume of sewage sludge generated by a sewage sludge
18 generator;

19 (ii) The method by which the sewage sludge is utilized;

20 (iii) The anticipated costs of monitoring and regulating sewage
21 sludge utilization sites;

22 (iv) The anticipated needs of the State's sewage sludge regulation
23 program; and

24 (v) The potential hazard of the sewage sludge generator's activities
25 to public health, safety, or welfare or to the environment.

26 **9-250.**

27 (A) (1) **IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS**
28 **INDICATED.**

1 **(2) “COMMINGLE” MEANS TO MIX TREATED SEWAGE SLUDGE WITH**
2 **OTHER MATERIALS FOR THE PURPOSE OF REDUCING THE CONCENTRATION OF**
3 **REGULATED PFAS.**

4 ~~(2)~~ **(3) “CONCENTRATION OF REGULATED PFAS” MEANS THE**
5 **TOTAL CONCENTRATION, AS MEASURED IN ACCORDANCE WITH MONITORING**
6 **PROTOCOLS ESTABLISHED UNDER SUBSECTION (G) OF THIS SECTION, OF THE**
7 **FOLLOWING PER- AND POLYFLUOROALKYL SUBSTANCES:**

8 **(I) PFOA;**

9 **(II) PFOS; OR**

10 **(III) A MIXTURE OF PFOA AND PFOS.**

11 ~~(3)~~ **(4) “PFOS” MEANS PERFLUOROOCTANE SULFONIC ACID.**

12 ~~(4)~~ **(5) “PFOA” MEANS PERFLUOROOCTANOIC ACID.**

13 **(B) THIS SECTION APPLIES ~~ONLY TO THE LAND APPLICATION OF ALL~~**
14 **~~SEWAGE SLUDGE AND PRODUCTS CONTAINING SEWAGE SLUDGE THAT ARE~~**
15 **~~INTENDED FOR LAND APPLICATION IN THE STATE.~~**

16 **(C) ON OR AFTER OCTOBER 1, ~~2027~~ 2028:**

17 **(1) A PERSON MAY NOT APPLY SEWAGE SLUDGE ~~OR A PRODUCT~~**
18 **~~CONTAINING SEWAGE SLUDGE~~ TO AGRICULTURAL OR MARGINAL LAND IF THE**
19 **~~SEWAGE SLUDGE OR PRODUCT CONTAINING SEWAGE SLUDGE~~ HAS A TOTAL**
20 **CONCENTRATION OF REGULATED PFAS EQUAL TO OR GREATER THAN 50 PARTS**
21 **PER BILLION; AND**

22 **(2) IF SEWAGE SLUDGE ~~OR A PRODUCT CONTAINING SEWAGE SLUDGE~~**
23 **HAS A TOTAL CONCENTRATION OF REGULATED PFAS THAT IS EQUAL TO OR**
24 **GREATER THAN 25 PARTS PER BILLION BUT LESS THAN 50 PARTS PER BILLION, A**
25 **PERSON MAY APPLY THE SEWAGE SLUDGE ~~OR PRODUCT CONTAINING SEWAGE~~**
26 **~~SLUDGE~~ TO AGRICULTURAL OR MARGINAL LAND ONLY IN ACCORDANCE WITH**
27 **SUBSECTIONS (E) AND (F) OF THIS SECTION.**

28 **(D) (1) ON OR ~~BEFORE SEPTEMBER 30, 2029,~~ AFTER OCTOBER 1, 2028,**
29 **IF A SEWAGE SLUDGE GENERATOR DETERMINES, THROUGH MONITORING**
30 **PROTOCOLS ESTABLISHED UNDER SUBSECTION (G) OF THIS SECTION, THAT ITS**
31 **SEWAGE SLUDGE HAS A TOTAL CONCENTRATION OF REGULATED PFAS THAT IS**
32 **EQUAL TO OR GREATER THAN 25 PARTS PER BILLION BUT LESS THAN 50 PARTS PER**

1 BILLION, SUBJECT TO THE REQUIREMENTS OF THIS SUBSECTION AND IN
2 ACCORDANCE WITH DEPARTMENT REGULATIONS:

3 (I) ~~A PERSON MAY BLEND SEWAGE SLUDGE FROM MULTIPLE~~
4 ~~SOURCES~~ FOR A PERIOD OF NOT MORE THAN 2 YEARS FOLLOWING THE DATE THE
5 DETERMINATION IS MADE, THE SEWAGE SLUDGE MAY BE COMMINGLED TO REDUCE
6 THE TOTAL CONCENTRATION OF REGULATED PFAS IN THE FINAL MATERIAL TO
7 LEVELS BELOW 25 PARTS PER BILLION; AND

8 (II) ~~SEWAGE SLUDGE OR A PRODUCT CONTAINING SEWAGE~~
9 ~~SLUDGE BLENDED~~ COMMINGLED IN ACCORDANCE WITH ITEM (I) OF THIS
10 PARAGRAPH MAY NOT BE SUBJECT TO THE TEMPORARY ALTERNATIVE
11 MANAGEMENT MEASURES SPECIFIED IN SUBSECTION (E) OF THIS SECTION.

12 (2) (I) A PERSON THAT ~~BLEND OR OTHERWISE~~ COMMINGLES
13 SEWAGE SLUDGE FOR THE PURPOSE OF LAND APPLICATION SHALL MONITOR FOR
14 THE PRESENCE OF PFOS AND PFOA AT LEAST ONCE PER MONTH, USING A
15 REPRESENTATIVE SAMPLE, IN ACCORDANCE WITH PROTOCOLS ESTABLISHED
16 UNDER SUBSECTION (G) OF THIS SECTION.

17 (II) IF THE TOTAL CONCENTRATION OF REGULATED PFAS IN
18 THE ~~BLENDED~~ COMMINGLED PRODUCT IS EQUAL TO OR GREATER THAN 25 PARTS
19 PER BILLION, THE PERSON:

20 1. SHALL IMMEDIATELY NOTIFY THE DEPARTMENT;
21 AND

22 2. MAY NOT APPLY THE ~~BLENDED~~ COMMINGLED
23 PRODUCT TO LAND UNTIL THE PERSON DEMONSTRATES, THROUGH ADDITIONAL
24 MONITORING, THAT THE TOTAL CONCENTRATION OF REGULATED PFAS IN THE
25 ~~BLENDED~~ COMMINGLED PRODUCT HAS BEEN REDUCED TO LEVELS BELOW 25 PARTS
26 PER BILLION.

27 (E) (1) THIS SUBSECTION APPLIES ONLY TO THE LAND APPLICATION ON
28 OR AFTER OCTOBER 1, 2028, OF SEWAGE SLUDGE ~~OR PRODUCTS CONTAINING~~
29 ~~SEWAGE SLUDGE THAT HAVE~~ HAS A TOTAL CONCENTRATION OF REGULATED PFAS
30 THAT IS EQUAL TO OR GREATER THAN 25 PARTS PER BILLION BUT LESS THAN 50
31 PARTS PER BILLION.

32 (2) ~~FOR A PERIOD OF NOT MORE THAN 12 MONTHS, AND PENDING THE~~
33 ~~DEVELOPMENT AND APPROVAL OF A MITIGATION PLAN~~ DURING THE DEVELOPMENT
34 AND IMPLEMENTATION OF THE SOURCE TRACKING STUDY AND MITIGATION PLAN
35 REQUIRED UNDER SUBSECTION (F) OF THIS SECTION, A PERSON MAY APPLY SEWAGE

1 ~~SLUDGE AND OTHER PRODUCTS~~ DESCRIBED UNDER PARAGRAPH (1) OF THIS
2 SUBSECTION TO LAND:

3 (I) AT A RATE THAT DOES NOT EXCEED 3 DRY METRIC TONS
4 PER ~~HECTARE~~ ACRE; AND

5 (II) SUBJECT TO:

6 1. THE SAME SETBACK REQUIREMENTS ESTABLISHED
7 IN REGULATION FOR CLASS B BIOSOLIDS; ~~AND~~

8 2. ADDITIONAL SETBACKS FOR LAND APPLICATION
9 NEAR PUBLIC AND PRIVATE WATER SUPPLY WELLS DEVELOPED BY THE
10 DEPARTMENT ~~AFTER CONSULTATION WITH ADJACENT LANDOWNERS AND COUNTY~~
11 ~~AND MUNICIPAL OFFICIALS FROM EACH LOCAL JURISDICTION LOCATED WITHIN 1~~
12 ~~MILE OF THE PROPERTY BOUNDARY;~~ AND

13 3. PARAGRAPH (3) OF THIS SUBSECTION.

14 (3) AT LEAST 14 DAYS BEFORE LAND APPLYING SEWAGE SLUDGE
15 DESCRIBED UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE LAND APPLIER
16 SHALL PROVIDE NOTICE OF THE CONCENTRATION OF REGULATED PFAS IN THE
17 SEWAGE SLUDGE TO:

18 (I) THE OWNER OR OPERATOR OF THE LAND ON WHICH THE
19 SEWAGE SLUDGE WILL BE APPLIED;

20 (II) THE OWNER OF EACH PARCEL OF LAND ADJOINING THE
21 LAND TO WHICH THE SEWAGE SLUDGE WILL BE APPLIED; AND

22 (III) THE LOCAL GOVERNMENT FOR EACH COUNTY AND
23 MUNICIPALITY IN WHICH THE LAND TO WHICH THE SEWAGE SLUDGE WILL BE
24 APPLIED IS LOCATED.

25 (F) (1) THIS SUBSECTION APPLIES ONLY TO A SEWAGE SLUDGE
26 GENERATOR THAT PRODUCES SEWAGE SLUDGE THAT IS INTENDED FOR LAND
27 APPLICATION.

28 (2) IF A SEWAGE SLUDGE GENERATOR DETERMINES, THROUGH
29 MONITORING PROTOCOLS ESTABLISHED UNDER SUBSECTION (G) OF THIS SECTION,
30 THAT ITS SEWAGE SLUDGE HAS A TOTAL CONCENTRATION OF PFAS THAT IS EQUAL
31 TO OR GREATER THAN 25 PARTS PER BILLION, THE SEWAGE SLUDGE GENERATOR
32 SHALL:

1 (I) COMPLETE A SOURCE TRACKING STUDY IN ACCORDANCE
2 WITH PARAGRAPH (3) OF THIS SUBSECTION; AND

3 (II) DEVELOP A MITIGATION PLAN IN ACCORDANCE WITH
4 PARAGRAPH (4) OF THIS SUBSECTION.

5 (3) A SOURCE TRACKING STUDY CONDUCTED UNDER THIS
6 SUBSECTION SHALL BE DESIGNED TO DETERMINE THE CONTRIBUTIONS OF
7 SOURCES OF PFOS AND PFOA TO THE WASTEWATER TREATMENT SYSTEM WITH
8 SUFFICIENT SPECIFICITY TO ALLOW THE SEWAGE SLUDGE GENERATOR AND THE
9 DEPARTMENT TO REDUCE OR PREVENT THE RELEASE OF PFOA AND PFOS FROM
10 CONTROLLABLE SOURCES IN ACCORDANCE WITH APPLICABLE LAW.

11 (4) (I) A MITIGATION PLAN DEVELOPED UNDER THIS SUBSECTION
12 SHALL:

13 1. BE DEVELOPED IN CONSULTATION WITH THE
14 DEPARTMENT;

15 2. IDENTIFY SIGNIFICANT SOURCES OF PFOA AND
16 PFOS LOADING TO THE WASTEWATER TREATMENT SYSTEM;

17 3. INCLUDE ACTIONS THAT THE SEWAGE SLUDGE
18 GENERATOR CAN IMPLEMENT, OR REQUIRE SOURCES OF PFOA AND PFOS
19 LOADING TO IMPLEMENT, TO REDUCE THE TOTAL CONCENTRATION OF REGULATED
20 PFAS TO LEVELS BELOW 25 PARTS PER BILLION;

21 4. TAKE INTO CONSIDERATION INNOVATIVE SOLUTIONS
22 AND LONG-TERM MITIGATION APPROACHES, CONSISTENT WITH APPLICABLE LAWS,
23 REGULATIONS, AND OTHER REQUIREMENTS; AND

24 5. INCLUDE A REASONABLE TIMELINE, NOT TO EXCEED
25 ~~2 YEARS~~ 5 YEARS FROM THE DATE A DETERMINATION IS MADE UNDER PARAGRAPH
26 (2) OF THIS SUBSECTION, FOR IMPLEMENTING THE MITIGATION PLAN.

27 (II) THE ELEMENTS AND STRATEGIES IDENTIFIED IN A
28 MITIGATION PLAN DEVELOPED UNDER THIS SUBSECTION MAY INCLUDE:

29 1. THE EXERCISE OF PRETREATMENT CONTROL
30 AUTHORITIES IN ACCORDANCE WITH SUBSECTION (H) OF THIS SECTION TO REDUCE
31 LOADING FROM INDUSTRIAL USERS;

1 **2. THE INSTALLATION OF TREATMENT SOLUTIONS AT**
2 **POINTS OF ENTRY OR CONCENTRATION IN THE SANITARY SEWER SYSTEMS THAT**
3 **CONTAIN SIGNIFICANT LEVELS OF PFOS OR PFOA; OR**

4 **3. THE INSTALLATION OF SYSTEM-SCALE TREATMENT**
5 **SOLUTIONS TO REDUCE THE TOTAL CONCENTRATION OF REGULATED PFAS TO**
6 **LEVELS BELOW 25 PARTS PER BILLION.**

7 **(III) IF, DURING THE MONITORING PERIOD FOR WHICH THE**
8 **TOTAL CONCENTRATION OF PFAS WAS DETERMINED TO BE EQUAL TO OR GREATER**
9 **THAN 25 PARTS PER BILLION, THE INDIVIDUAL SAMPLES WERE WITHIN THE MARGIN**
10 **OF ERROR OR DETECTION LIMIT FOR THE LABORATORY PERFORMING THE SAMPLE**
11 **ANALYSIS, THE MITIGATION PLAN SHALL INCLUDE ADDITIONAL TESTING**
12 **REQUIREMENTS AND TIMELINES DEVELOPED IN CONSULTATION WITH THE**
13 **DEPARTMENT.**

14 **(5) (I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS**
15 **PARAGRAPH, A SEWAGE SLUDGE GENERATOR SHALL SUBMIT A MITIGATION PLAN**
16 **REQUIRED UNDER THIS SUBSECTION TO THE DEPARTMENT WITHIN 6 MONTHS**
17 **AFTER COMPLETION OF THE SOURCE TRACKING STUDY REQUIRED UNDER THIS**
18 **SUBSECTION.**

19 **(II) A SEWAGE SLUDGE GENERATOR MAY REQUEST AND THE**
20 **DEPARTMENT MAY GRANT A SINGLE EXTENSION ON THE DEVELOPMENT AND**
21 **SUBMISSION OF A MITIGATION PLAN UNDER THIS SUBSECTION BASED ON:**

22 **1. EXIGENT CIRCUMSTANCES; OR**

23 **2. CONSIDERATIONS RELATED TO THE INVESTIGATION**
24 **AND DESIGN OF MANAGEMENT APPROACHES OR TREATMENT OPTIONS.**

25 **(6) (I) THE DEPARTMENT SHALL REVIEW EACH MITIGATION PLAN**
26 **SUBMITTED UNDER THIS SUBSECTION AND MAY APPROVE, DENY, OR SUGGEST**
27 **CHANGES TO THE MITIGATION PLAN.**

28 **(II) IN REVIEWING A MITIGATION PLAN SUBMITTED UNDER THIS**
29 **SUBSECTION, THE DEPARTMENT SHALL CONSIDER THE COST OF IMPLEMENTING**
30 **MITIGATION OPTIONS.**

31 **(7) A SEWAGE SLUDGE GENERATOR:**

32 **(I) SHALL COMPLY WITH THE PROVISIONS OF AN APPROVED**
33 **MITIGATION PLAN; AND**

1 (II) MAY NOT APPLY SEWAGE SLUDGE ~~OR A PRODUCT~~
2 ~~CONTAINING SEWAGE SLUDGE~~ TO LAND IF THE DEPARTMENT HAS DETERMINED
3 THAT THE GENERATOR IS OUT OF COMPLIANCE WITH THE PROVISIONS OF AN
4 APPROVED MITIGATION PLAN.

5 (8) THE DEPARTMENT SHALL PROVIDE A SEWAGE SLUDGE
6 GENERATOR WITH REASONABLE TECHNICAL ASSISTANCE IN THE DEVELOPMENT OF
7 A SOURCE TRACKING STUDY AND MITIGATION PLAN UNDER THIS SUBSECTION.

8 (G) (1) (I) ~~FOR EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS~~
9 SUBSECTION, FOR THE PURPOSE OF ASSESSING COMPLIANCE WITH THE
10 REQUIREMENTS OF THIS SECTION, THE TOTAL CONCENTRATION OF REGULATED
11 PFAS IN SEWAGE SLUDGE ~~OR A PRODUCT CONTAINING SEWAGE SLUDGE~~ SHALL BE
12 DETERMINED BY TAKING THE AVERAGE OF SAMPLES TAKEN IN ACCORDANCE WITH
13 THIS SUBSECTION OVER THE IMMEDIATELY PRECEDING 12 MONTHS.

14 ~~(2)~~ (II) EACH SAMPLE SHALL BE TAKEN:

15 ~~(I)~~ 1. DURING NORMAL OPERATING CONDITIONS, AS
16 SPECIFIED IN DEPARTMENT REGULATIONS;

17 ~~(II)~~ ~~AT THE POINT WHERE SEWAGE SLUDGE LEAVES THE~~
18 ~~WASTEWATER TREATMENT FACILITY; AND~~

19 ~~(III)~~ 2. AT A FREQUENCY SPECIFIED BY THE DEPARTMENT IN
20 REGULATION, BUT NOT LESS THAN QUARTERLY.

21 (2) ON OR BEFORE OCTOBER 1, 2027, A COMMINGLING OPERATION
22 MAY USE A MASS BALANCE CALCULATION TO DETERMINE THE CONCENTRATION OF
23 REGULATED PFAS IN THE COMMINGLED PRODUCT.

24 (3) (I) SAMPLES SHALL BE ANALYZED ~~USING A METHOD~~
25 ~~APPROVED BY THE DEPARTMENT AND CONDUCTED BY A LABORATORY CERTIFIED~~
26 ~~TO PERFORM THE METHOD AND SUBJECT TO A LABORATORY LEVEL OF~~
27 ~~QUANTITATION FOR BIOSOLIDS ANALYSIS NOT TO EXCEED 2 PARTS PER BILLION;~~

28 1. USING THE U.S. ENVIRONMENTAL PROTECTION
29 AGENCY'S METHOD 1633A OR AN EQUIVALENT METHOD APPROVED BY THE
30 DEPARTMENT;

31 2. AT A CERTIFIED OR ACCREDITED LABORATORY; AND

1 SUBSTANCES INTO THE WASTEWATER TREATMENT SYSTEM AT LEVELS THAT
2 NECESSITATE THE IMPLEMENTATION OF MITIGATION MEASURES.

3 (5) THIS SECTION MAY NOT BE INTERPRETED TO LIMIT THE
4 AUTHORITY OF A LOCAL JURISDICTION OR A PRETREATMENT AUTHORITY TO SET
5 LOCAL LIMITS THAT LEAD TO REDUCTIONS OF PER- AND POLYFLUOROALKYL
6 SUBSTANCES THAT EXCEED THE REDUCTIONS REQUIRED UNDER THIS SECTION.

7 (I) ALL SEWAGE SLUDGE GENERATORS ARE ENCOURAGED TO IDENTIFY
8 POTENTIAL SOURCES OF PFOA AND PFOS LOADING TO THEIR WASTEWATER
9 TREATMENT SYSTEMS AND TO TAKE STEPS TO REDUCE THE TOTAL CONCENTRATION
10 OF REGULATED PFAS IN THE SEWAGE SLUDGE PRODUCED BY THOSE SYSTEMS.

11 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
12 October 1, 2026.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.