

AMENDMENT TO H.R. 7900
OFFERED BY MS. SLOTKIN OF MICHIGAN

At the appropriate place in title III, insert the following:

1 **SEC. 3 ____ . STANDARDS FOR RESPONSE ACTIONS WITH RE-**
2 **SPECT TO PFAS CONTAMINATION.**

3 (a) IN GENERAL.—In conducting a response action
4 to address perfluoroalkyl or polyfluoroalkyl substance con-
5 tamination from Department of Defense or National
6 Guard activities, the Secretary of Defense shall conduct
7 such actions to achieve a level of such substances in the
8 environmental media that meets or exceeds the most strin-
9 gent of the following standards for each applicable covered
10 PFAS substance in any environmental media:

11 (1) A State standard, as described in section
12 121(d)(2)(A)(ii) of the Comprehensive Environ-
13 mental Response, Compensation, and Liability Act
14 of 1980 (42 U.S.C. 9621(d)(2)(A)(ii)), that is in ef-
15 fect in the State in which the response action is
16 being conducted, regardless of whether any agency
17 has made a determination under section 300.400(g)
18 of title 40, Code of Federal Regulations, with re-

1 spect to such standard for purposes of the response
2 action.

3 (2) A Federal standard, as described in section
4 121(d)(2)(A)(i) of the Comprehensive Environmental
5 Response, Compensation, and Liability Act of 1980
6 (42 U.S.C. 9621(d)(2)(A)(i)).

7 (3) A health advisory under section
8 1412(b)(1)(F) of the Safe Drinking Water Act (42
9 U.S.C. 300g-1(b)(1)(F)).

10 (b) DEFINITIONS.—In this section:

11 (1) The term “covered PFAS substance” means
12 any of the following:

- 13 (A) Perfluorononanoic acid (PFNA).
- 14 (B) Perfluorooctanoic acid (PFOA).
- 15 (C) Perfluorohexanoic acid (PFHxA).
- 16 (D) Perfluorooctane sulfonic acid (PFOS).
- 17 (E) Perfluorohexane sulfonate (PFHxS).
- 18 (F) Perfluorobutane sulfonic acid (PFBS).
- 19 (G) Perfluoroheptanoic acid (PFHpA).
- 20 (H) Perfluorodecanoic acid (PFDA).
- 21 (I) Fluorotelomer sulfonamide betaine.

22 (2) The term “response action” means an ac-
23 tion taken pursuant to section 104 of the Com-
24 prehensive Environmental Response, Compensation,
25 and Liability Act of 1980 (42 U.S.C. 9604).

1 (c) SAVINGS CLAUSE.—Except with respect to the
2 specific level required to be met under subsection (a),
3 nothing in this section affects the application of the Com-
4 prehensive Environmental Response, Compensation, and
5 Liability Act of 1980 (42 U.S.C. 9601 et seq.).

