

116TH CONGRESS
2D SESSION

H. R. 8231

To direct the Secretary of Defense to ensure that removal and remedial actions relating to PFOS or PFOA contamination result in levels meeting or exceeding certain standards, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 11, 2020

Ms. SLOTKIN introduced the following bill; which was referred to the Committee on Armed Services, and in addition to the Committees on Energy and Commerce, and Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To direct the Secretary of Defense to ensure that removal and remedial actions relating to PFOS or PFOA contamination result in levels meeting or exceeding certain standards, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. STANDARDS FOR REMOVAL OR REMEDIAL AC-**
2 **TIONS WITH RESPECT TO PFOS OR PFOA**
3 **CONTAMINATION.**

4 (a) IN GENERAL.—In conducting removal or reme-
5 dial actions pursuant to the Comprehensive Environ-
6 mental Response, Compensation, and Liability Act of
7 1980 (42 U.S.C. 9601 et seq.) or section 332 of the Na-
8 tional Defense Authorization Act for Fiscal Year 2020
9 (Public Law 116–92) of PFOS or PFOA contamination
10 from Department of Defense or National Guard activities
11 found in drinking water or in groundwater that is not cur-
12 rently used for drinking water, the Secretary of Defense
13 shall ensure that such actions result in a level that meets
14 or exceeds the most stringent of the following standards
15 for PFOS or PFOA in any environmental media:

16 (1) An enforceable State standard, in effect in
17 that State, for drinking, surface, or ground water, as
18 described in section 121(d)(2)(A)(ii) of the Com-
19 prehensive Environmental Response, Compensation,
20 and Liability Act of 1980 (42 U.S.C.
21 9621(d)(2)(A)(ii)).

22 (2) An enforceable Federal standard for drink-
23 ing, surface, or ground water, as described in section
24 121(d)(2)(A)(i) of the Comprehensive Environmental
25 Response, Compensation, and Liability Act of 1980
26 (42 U.S.C. 9621(d)(2)(A)(i)).

1 (3) A health advisory under section
2 1412(b)(1)(F) of the Safe Drinking Water Act (42
3 U.S.C. 300g-1(b)(1)(F)).

4 (b) DEFINITIONS.—In this section:

5 (1) The term “PFOA” means perfluorooctanoic
6 acid.

7 (2) The term “PFOS” means perfluorooctane
8 sulfonate.

9 (3) The terms “removal” and “remedial action”
10 have the meanings given those terms in section 101
11 of the Comprehensive Environmental Response,
12 Compensation, and Liability Act of 1980 (42 U.S.C.
13 9601).

14 (c) SAVINGS CLAUSE.—Except with respect to the
15 specific level required to be met under subsection (a),
16 nothing in this section affects the application of the Com-
17 prehensive Environmental Response, Compensation, and
18 Liability Act of 1980 (42 U.S.C. 9607).

○