

PFAS Legal Update

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Regulatory Developments



- **Surface Water Rules**
 - Pollutant minimization-based approach
 - Established thresholds of public health significance for PFOS and PFOA
 - Effluent monitoring required in reissued permits
- **EPA Effluent Limits Guidelines**
 - EPA recently published ELG Program Plan 15



Regulatory Developments

- **Drinking water rules**
 - MCLs established at 70 ppt
 - Cycle 11 PFAS Compounds
 - EPA developing MCLs for PFOS and PFOA
- **Groundwater rules**
 - Rules under development for PFOA, PFOS, PFBS, and “GenX” chemicals



State Regulatory Developments



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- **DNR Biosolids Policy**
 - Interim strategy takes a tiered approach
- **EPA Risk Assessment**
 - Biosolids risk assessment underway
 - Completion projected December 2024

State Legislative Developments

- **Legislative Action**
 - Public hearing before the Senate Committee on Natural Resources and Energy
- **State Budget**
 - Governor calls for \$100 million toward PFAS work



Federal Legal Developments



- **CERCLA Listing**
 - EPA proposing to list PFOS and PFOA as CERCLA Hazardous Substances
 - Likely to be finalized this year

Questions?

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