

117TH CONGRESS
1ST SESSION

H. R. 4976

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

IN THE HOUSE OF REPRESENTATIVES

AUGUST 6, 2021

Ms. SLOTKIN (for herself and Mr. KHANNA) introduced the following bill; which was referred to the Committee on Armed Services, and in addition to the Committees on Transportation and Infrastructure, and Energy and Commerce, 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 PFAS 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Ensuring PFAS Clean-
5 up Meets or Exceeds Stringent Standards Act”.

1 **SEC. 2. 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
10 perfluoroalkyl or polyfluoroalkyl substance in any environ-
11 mental media:

12 (1) A State standard, in effect in the State in
13 which the response action is being conducted, as de-
14 scribed in section 121(d)(2)(A)(ii) of the Com-
15 prehensive Environmental Response, Compensation,
16 and Liability Act of 1980 (42 U.S.C.
17 9621(d)(2)(A)(ii)).

18 (2) A Federal standard, as described in section
19 121(d)(2)(A)(i) of the Comprehensive Environmental
20 Response, Compensation, and Liability Act of 1980
21 (42 U.S.C. 9621(d)(2)(A)(i)).

22 (3) A health advisory under section
23 1412(b)(1)(F) of the Safe Drinking Water Act (42
24 U.S.C. 300g–1(b)(1)(F)).

25 (b) DEFINITIONS.—In this section:

1 (1) PERFLUOROALKYL OR POLYFLUOROALKYL
2 SUBSTANCE.—The term “perfluoroalkyl or polyfluoroalkyl substance” means any man-made chemical
3 with at least one fully fluorinated carbon atom.
4

5 (2) RESPONSE ACTION.—The term “response
6 action” means an action taken pursuant to section
7 104 of the Comprehensive Environmental Response,
8 Compensation, and Liability Act of 1980 (42 U.S.C.
9 9601).

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

○