

PFAS Legislative Update

SWAA 2022 Winter Training

Brian Martinson

Environment and Natural Resources Policy Analyst

Association of Minnesota Counties



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Minnesota Counties



2021 Legislation - Passed



- PFAS source reduction initiative/advisory group (\$600,000)
 - Identify Sources, Reduction Strategies, Guidance documents
 - Report by January 31, 2023
- Prohibition on PFAS in food packaging (\$104,000 & \$144,000)
 - Manufacture, sell, distribute, or offer for use
 - January 1, 2024
- MPCA funding to identify potential sources (\$500,000)
- Developing Strategies to Manage PFAS in Land-Applied Biosolids (\$1.404M/ENRTF)
 - MPCA: Analyze alternative disposal and treatment options and develop tools
- Innovative Solution for Protecting Minnesota from PFAS Contamination (\$250,000/ENRTF)
 - Dem- Con: demonstrate a new technology for eliminating PFAS from point source discharges

2021 Legislation - Considered



- Health Risk Limit for PFOS
 - Required the commissioner to amend the health risk limit for PFOS to below 0.015 parts per billion by July 1, 2023.
- PFAS Water Quality Standards (\$492,000)
 - MPCA to adopt rules establishing water quality standards for PFOA and PFOS by July 1, 2024
- Perfluorochemicals defined as hazardous substance under Minnesota Environment Response and Liability Act

2021 Legislation – Other



- University of Minnesota PFAS substances research review and report. – HF323/SF233
- Accepting certain compostable products containing PFAS – HF630/SF148
- Water quality monitoring for PFAS. – HF630/SF148
- PFAS Task Force Creation – SF69

- Monitoring Plan
 - Public Comment period has closed
 - New/final plan expected this spring
- Source Advisory Group
- Impaired Waters List
 - 15 water bodies as impaired for PFOS in fish tissue
 - 26 waters in Minnesota would be impaired due to PFOS
- Water Quality Standards Work Plan
 - Fish-tissue based PFOS Human Health and WQS (Technical review/development stage)

- **Governor's Supplemental Budget**
 - **PFAS Community Grants (\$2 million)**
 - Grants to public and private entities to reduce pollution PFAS. Priorities initiatives:
 - Replacing PFAS firefighting foam,
 - monitoring for PFAS conduits to the environment (municipally-owned landfills, wastewater treatment plants, and waste-to-energy plants), and
 - supporting PFAS pollution prevention at public entities.
 - **PFAS Baseline Conditions Study (\$500,000)**
 - Funding to assess the levels of PFAS throughout the state in water and soil.
 - PFAS analysis in water samples taken at existing pollutant load monitoring sites
 - a contractor to sample and analyze soil around the state.
 - Data will be used to support disposal guidelines for PFAS-containing materials.

2022 Legislative Session



- PFAS prohibited in cosmetics - HF2906
- PFAS prohibited in cookware - HF2907
- PFAS prohibited in ski wax - HF2952
- PFAS prohibited in apparel - HF3076
- PFAS prohibited in certain home and commercial furnishings - HF3180
- Products containing PFAS disclosure required - HF3075

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Thank you!

Questions?

