

Sen. Avard, Dist 12
Sen. Daniels, Dist 11
May 3, 2022
2022-1916s
08/04

Floor Amendment to HB 1185

1 Amend the bill by replacing section 2 with the following:

2
3 2 New Section; Wastewater Treatment Plant; PFAS Testing. Amend RSA 485-A by inserting
4 after section 5-d the following new section:

5 485-A:5-e Wastewater Treatment Plant; Per fluorinated Chemical (PFAS) Testing.

6 I. A wastewater treatment plant may require any industrial or commercial facilities or
7 septic haulers of industrial or commercial waste contributing discharge to its plant to test such
8 discharge to determine the level of PFAS in the discharge. A wastewater treatment plant that
9 makes this requirement shall notify any industrial or commercial facilities or septic haulers of
10 industrial or commercial waste contributing discharge to its plant in writing of such testing
11 requirements including:

12 (a) Identification of potential sources of PFAS using safety data sheets or other
13 specification sheets.

14 (b) Sample test result of the discharge measuring levels of PFAS in the discharge
15 provided to the wastewater treatment plant.

16 (c) Submission of an annual report to the municipality in which the wastewater
17 treatment plant containing a list of the test results.

18 II. An industrial or commercial facility or septic hauler of industrial or commercial waste
19 that receives a notification from a wastewater treatment plant under paragraph I shall have 90 days
20 from the receipt of such notification to comply with the testing requirements.

21 III. A wastewater treatment plant may refuse discharge from an industrial or commercial
22 facility or septic hauler of industrial or commercial waste that has reported a level of PFAS in its
23 discharge above the level the wastewater treatment plant determines to be acceptable.

24 IV. In accordance with RSA 485-A:5-b, each municipality shall enter into an agreement to
25 assure access to an approved septage facility for the disposal of domestic septage. Such agreements
26 shall ensure that domestic septage has an outlet approved by the municipality. Municipalities may
27 enter into agreements with other municipalities to assure access to an approved septage facility if
28 such municipalities do not have a wastewater treatment facility.

29 V. Wastewater treatment facilities may collect samples for PFAS analysis from septage
30 loads originating from residential sources. Non-residential septage loads from commercial or

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- 1 industrial sources shall have prior approval by the municipality before discharging to a wastewater
- 2 treatment facility.