

**AMENDMENT TO RULES COMMITTEE PRINT 117-**

**10**

**OFFERED BY MR. MCKINLEY OF WEST VIRGINIA**

In section 2—

(1) redesignate subsections (d) and (e) as subsections (e) and (f), respectively; and

(2) insert after subsection (c) the following:

1 (d) WATER AND WASTEWATER TREATMENT FACILI-  
2 TIES.—

3 (1) IN GENERAL.—No publicly owned or oper-  
4 ated community water system (as defined in section  
5 1401 of the Safe Drinking Water Act (42 U.S.C.  
6 300f)) or publicly owned treatment works (as de-  
7 fined in section 212 of the Federal Water Pollution  
8 Control Act (33 U.S.C. 1292)) shall be liable under  
9 the Comprehensive Environmental Response, Com-  
10 pensation, and Liability Act of 1980 (42 U.S.C.  
11 9601 et seq.) for the costs of responding to, or dam-  
12 ages resulting from, a release to the environment of  
13 a perfluoroalkyl or polyfluoroalkyl substance des-  
14 igned as a hazardous substance under section  
15 102(a) of such Act that resulted from the treatment  
16 of water under Federal or State law, including the

1 release of effluent or disposal of filtration media  
2 resin related to the provision of municipal water or  
3 wastewater service.

4 (2) EXCEPTION.—Paragraph (1) shall not  
5 apply with respect to any release described in such  
6 paragraph that results from any gross negligence or  
7 willful misconduct of a community water system or  
8 publicly owned treatment works.

