

AMENDMENT TO RULES COMMITTEE PRINT 115-

23

**OFFERED BY MR. FITZPATRICK OF
PENNSYLVANIA**

At the end of subtitle B of title III, add the following new section:

1 **SEC. 316. CLEANUP AND REMEDIATION OF WELLS CON-**
2 **TAMINATED BY USE OF PERFLUOROOCTANE**
3 **SULFONATE AND PERFLUOROOCTANOIC**
4 **ACID AT MILITARY INSTALLATIONS.**

5 (a) AGREEMENTS.—The Secretary of Defense shall
6 enter into agreements with State and local governments
7 for the cleanup or remediation of covered wells pursuant
8 to section 2701(d) of title 10, United States Code. Under
9 such agreement, the Secretary shall award such a State
10 or local government an amount determined appropriate by
11 the Secretary for such cleanup or remediation.

12 (b) ELIGIBLE ENTITIES.—The Secretary may enter
13 into agreements under subsection (a) with any State or
14 local government in whose jurisdiction a covered well is
15 located.

16 (c) APPLICATION.—A State or local government seek-
17 ing to enter into an agreement under subsection (a) shall

1 submit to the Secretary an application therefor in such
2 form and in such manner as the Secretary considers ap-
3 propriate.

4 (d) USE OF AMOUNTS.—A State or local government
5 that enters into an agreement under subsection (a) shall
6 use amounts awarded under the agreement to install and
7 operate filtration systems on the well heads of such wells
8 to reduce the level of perfluorinated contaminants in the
9 water to a level of non-detect.

10 (e) DEFINITIONS.—In this section:

11 (1) The term “covered well” means any well
12 that provides water for human consumption that the
13 Secretary determines is contaminated with
14 perfluorooctane sulfonate or perfluorooctanoic acid
15 from firefighting foam used at military installations
16 or former military installations. The Secretary shall
17 determine such a well to be so contaminated if the
18 well meets either or both of the following criteria:

19 (A) The well has perfluorooctane sulfonate
20 or perfluorooctanoic acid in amounts that ex-
21 ceed the health advisory level established by the
22 Environmental Protection Agency and the Sec-
23 retary determines that such amounts are not
24 likely to decrease below such amount during the

1 180-day period following the date of the enact-
2 ment of this Act.

3 (B) The well has perfluorooctane sulfonate
4 or perfluorooctanoic acid in amounts that ex-
5 ceed a health advisory level established by the
6 State or local government in whose jurisdiction
7 the well is located and the Secretary determines
8 that such amounts are not likely to decrease
9 below such amount during the 180-day period
10 following the date of the enactment of this Act.

11 (2) The terms “perfluorooctane sulfonate” and
12 “perfluorooctanoic acid” include related poly- and
13 perfluoroalkyl substances found in firefighting foam.

14 (3) The term “State” includes the District of
15 Columbia, the Commonwealth of Puerto Rico, the
16 Commonwealth of the Northern Mariana Islands,
17 and any territory or possession of the United States.

