AMENDMENT TO RULES COMMITTEE PRINT 116–19

OFFERED BY MR. LEVIN OF MICHIGAN

At the end of subtitle B of title III, insert the following:

SEC. 3. DISPOSAL OF MATERIALS CONTAINING PER- AND POLYFLUOROALKYL SUBSTANCES OR AQUEOUS FILM-FORMING FOAM.

The Secretary of Defense shall ensure that when materials containing per- and polyfluoroalkyl substances (referred to in this section as “PFAS”) or aqueous film forming foam are disposed—

(1) all incineration is conducted in a manner that eliminates PFAS while also ensuring that no PFAS is emitted into the air;

(2) all incineration is conducted in accordance with the requirements of the Clean Air Act (42 USC 7401 et seq.), including controlling hydrogen fluoride;

(3) any materials containing PFAS that are designated for disposal are stored in accordance with the requirement under part 264 of title 40, Code of Federal Regulations; and
(4) no incineration is conducted at any facility that violated the requirements of the Clean Air Act (42 U.S.C. 7401 et seq.) during the 12-month period preceding the date of disposal.