

1 S 267. PFOA MEDICAL MONITORING FUND. 1. DEFINITIONS. AS USED IN THIS
2 SECTION, THE FOLLOWING WORDS AND PHRASES SHALL HAVE THE FOLLOWING MEAN-
3 INGS UNLESS A DIFFERENT MEANING IS PLAINLY REQUIRED BY THE CONTEXT:

4 (A) CUSTODIANS. THE TERM "CUSTODIANS" MEANS THE COMMISSIONER OF HEALTH
5 AND THE COMPTROLLER.

6 (B) MEDICAL MONITORING. THE TERM "MEDICAL MONITORING" MEANS THE
7 SCREENING FOR HEALTH PROBLEMS CAUSED BY EXPOSURE TO A HAZARDOUS
8 SUBSTANCE EVEN THOUGH THERE IS NO ASCERTAINABLE INJURY OR SYMPTOMS.

9 (C) PFOA. THE TERM "PFOA" MEANS PERFLUOROOCTANOIC ACID.

10 (D) INITIAL SCREENING. THE TERM "INITIAL SCREENING" MEANS THE INITIAL
11 BLOOD TEST GIVEN TO DETERMINE A PERSON'S LEVEL OF PFOA IN THEIR BODY.

12 2. USE OF THE FUND. THE CUSTODIANS SHALL PROVIDE FOR THE ADMINIS-
13 TRATION OF THE PFOA MEDICAL MONITORING FUND AS ESTABLISHED BY SECTION
14 NINETY-SEVEN-YYYY OF THE STATE FINANCE LAW, IN ACCORDANCE WITH THE
15 REQUIREMENTS OF THIS SECTION AND ALL APPLICABLE LAWS, RULES, REGULATIONS
16 AND OTHER REQUIREMENTS. THIS SHALL INCLUDE, BUT NOT BE LIMITED TO, THE
17 MONIES IN SUCH FUND BEING UTILIZED FOR THE PURPOSE OF ENSURING MEDICAL
18 MONITORING OF THOSE EXPOSED TO PFOA IN THE VILLAGE OF HOOSICK FALLS AND
19 THE TOWNS OF HOOSICK AND PETERSBURGH IN ACCORDANCE WITH THE FOLLOWING:

20 (A) THOSE ELIGIBLE TO BE BENEFITTED BY THE PFOA MEDICAL MONITORING
21 FUND SHALL BE:

22 (I) THOSE WHO WERE PART OF THE TWO THOUSAND SIXTEEN BIOMONITORING
23 STUDY PERFORMED IN THE VILLAGE OF HOOSICK FALLS, TOWN OF HOOSICK AND
24 TOWN OF PETERSBURG IN TWO THOUSAND SIXTEEN; AND

25 (II) THOSE NOT PART OF THE TWO THOUSAND SIXTEEN BIOMONITORING STUDY
26 BUT WHO CAN SHOW PROOF THAT THEY LIVED IN, WORKED IN, OR VISITED THE
27 VILLAGE OF HOOSICK FALLS, TOWN OF HOOSICK OR TOWN OF PETERSBURG BEFORE
28 WATER FILTRATION ELIMINATED PFOA FROM ITS WATER SOURCES AND HAD EXPOSURE
29 TO PFOA CONTAMINATED WATER DURING THAT TIME.

30 (B) THOSE WHO WERE NOT FOUND TO HAVE ELEVATED LEVELS OF PFOA AFTER AN
31 INITIAL SCREENING OR THOSE WHO REFUSE AN INITIAL SCREENING FOR PFOA
32 SHALL NOT BE ELIGIBLE FOR BENEFITS BEYOND THEIR INITIAL SCREENING FOR
33 PFOA LEVELS.

34 (C) THE PFOA MEDICAL MONITORING FUND SHALL PAY FOR ALL MEDICAL MONI-
35 TORING EXPENSES WHEN NOT PAID FOR BY INSURANCE INCLUDING, BUT NOT LIMIT-
36 ED TO:

37 (I) COPAYS AND DEDUCTIBLES;

38 (II) INITIAL SCREENING REQUIRED FOR DETERMINING PFOA LEVELS IN ONE'S
39 BODY;

40 (III) CONTINUED MEDICAL MONITORING UNTIL THE INDIVIDUAL'S PFOA BLOOD
41 LEVEL IS REDUCED TO TWO PARTS PER BILLION;

42 (IV) SCREENING TESTS FOR ILLNESSES LINKED TO PFOA CONTAMINATION AND
43 THOSE ILLNESSES THAT ARE FOUND TO BE POTENTIALLY LINKED TO PFOA CONTAM-
44 INATION INCLUDING, BUT NOT LIMITED TO: KIDNEY CANCER, TESTICULAR CANCER,
45 PRE-ECLAMPSIA, ULCERATIVE COLITIS, THYROID DISEASE, HYPERCHOLESTEROLE-
46 MIA, DEVELOPMENTAL EFFECTS FOR FETUSES, LIVER TISSUE DAMAGE AND IMMUNE
47 SYSTEM IMPAIRMENTS; AND

48 (V) ANY OTHER CIRCUMSTANCE THE CUSTODIANS DEEM REQUIRED TO FULFILL
49 THEIR DUTIES UNDER THIS SECTION.

50 S 3. This act shall take effect immediately.