

STATE OF NEW YORK

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IN ASSEMBLY

(Prefiled)

January 6, 2021

Introduced by M. of A. GOTTFRIED, ENGLEBRIGHT, THIELE, REYES, COLTON, L. ROSENTHAL, CARROLL, DINOWITZ, GRIFFIN, STECK, JACOBSON, McMAHON, CRUZ, GALEF, ASHBY, EPSTEIN, McDONALD, ABINANTI, BARRON, SAYEGH, HEVE-SI, FAHY, ZEBROWSKI, CLARK, LEMONDES, LAWLER, ZINERMAN, OTIS, DeSTEFANO, FORREST, KELLES, SIMON, SEAWRIGHT, STERN, LUPARDO, PERRY -- read once and referred to the Committee on Health -- reported from committee, advanced to a third reading, amended and ordered reprinted, retaining its place on the order of third reading

AN ACT to amend the public health law, in relation to establishing a list of emerging contaminants

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Paragraph c of subdivision 3 of section 1112 of the public
2 health law, as added by section 1 of part M of chapter 57 of the laws of
3 2017, is amended and two new subdivisions 13 and 14 are added to read as
4 follows:

5 c. The commissioner shall, at a minimum, include the following chemi-
6 cals identified as emerging contaminants in the first list of emerging
7 contaminants: [~~1,4-dioxane; perfluorooctanesulfonic acid; and perfluo-~~
8 ~~rooctanoic acid~~] 1,2,3-trichloropropane; chloromethane (methyl chlo-
9 ride); 1,1-dichloroethane; bromomethane (methyl bromide); chlorodifluo-
10 romethene (HCFC-22); vanadium; molybdenum; cobalt; strontium;
11 chromium-6; chlorate; perfluorononanoic acid (PFNA); perfluorohexanesul-
12 fonic acid (PFHxS); perfluoroheptanoic acid (PFHpA); perfluorobutanesul-
13 fonic acid (PFBS); hexafluoropropylene oxide dimer acid (HFPO-DA);
14 N-ethyl perfluorooctanesulfonamidoacetic acid (NEtFOSAA); N-methyl
15 perfluorooctanesulfonamidoacetic acid (NMeFOSAA); Perfluorodecanoic acid
16 (PFDA); Perfluorododecanoic acid (PFDoA); Perfluorohexanoic acid
17 (PFHxA); Perfluorotetradecanoic acid (PFTA); Perfluorotridecanoic acid
18 (PFTrDA); Perfluoroundecanoic acid (PFUnA); 11-chloroeicosafuoro-3-ox-

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[-] is old law to be omitted.

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1 undecane-1-sulfonic acid (11Cl-PF3OUdS); 9-chlorohexadecafluoro-3-oxa-
2 nonane-1-sulfonic acid (9Cl-PF3ONS); 4,8-dioxa-3H-perfluorononanoic acid
3 (ADONA); Nonafluoro-3,6-dioxaheptanoic acid (NFDHA); Perfluorobutanoic
4 acid (PFBA); 1H, 1H, 2H, 2HPerfluorodecane sulfonic acid (8:2FTS);
5 Perfluoro(2-ethoxyethane)sulfonic acid (PFEEESA); Perfluoroheptanesulfon-
6 ic acid (PFHpsS); 1H,1H, 2H, 2H-Perfluorohexane sulfonic acid (4:2FTS);
7 Perfluoro-3-methoxypropanoic acid (PFMPA); Perfluoro-4-methoxybutanoic
8 acid (PFMBA); 1H,1H, 2H, 2H-Perfluorooctane sulfonic acid (6:2FTS);
9 Perfluoropentanoic acid (PFPeA); Perfluoropentanesulfonic acid (PFPeS);
10 testosterone; and 4-androstene-3, 17-dione.

11 13. The commissioner shall publish draft regulations containing the
12 first list of emerging contaminants within ninety days of the effective
13 date of this subdivision and shall make regulations implementing this
14 subdivision within ninety days thereafter.

15 14. The commissioner shall make regulations updating the list of
16 emerging contaminants and their associated notification levels to
17 reflect the latest available scientific information at least once every
18 three years. The commissioner shall add new emerging contaminants under
19 subdivision three of this section at least once every three years.

20 § 2. This act shall take effect immediately.