

# STATE OF NEW YORK

8832

## IN ASSEMBLY

January 13, 2022

Introduced by M. of A. GOTTFRIED -- read once and referred to the Committee on Health

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:

Section 1. Paragraph c of subdivision 3 and subdivision 13 of section 1112 of the public health law, paragraph c as amended and paragraph 13 as added by a chapter of the laws of 2021 amending the public health law relating to establishing a list of emerging contaminants, as proposed in legislative bills numbers S. 1759-A and A. 126-A, are amended and paragraph d of subdivision 3 is relettered paragraph e and a new paragraph d is added to read as follows:

c. The commissioner shall, at a minimum, include the following chemicals identified as emerging contaminants in the first list of emerging contaminants: [~~1,2,3-trichloropropane; chloromethane (methyl chloride); 1,1-dichloroethane; bromomethane (methyl bromide); chlorodifluoromethane (HCFC-22); vanadium; molybdenum; cobalt; strontium; chromium-6; chlorate;~~] perfluorononanoic acid (PFNA); perfluorohexanesulfonic acid (PFHxS); perfluoroheptanoic acid (PFHpA); perfluorobutanesulfonic acid (PFBS); hexafluoropropylene oxide dimer acid (HFPO-DA); [~~N-ethyl perfluorooctanesulfonamidoacetic acid (NETFOSAA); N-methyl perfluorooctanesulfonamidoacetic acid (NMeFOSAA);~~] Perfluorodecanoic acid (PFDA); Perfluorododecanoic acid (PFDoA); Perfluorohexanoic acid (PFHxA); [~~Perfluorotetradecanoic acid (PFTA); Perfluorotridecanoic acid (PFT-DA);~~] Perfluoroundecanoic acid (PFUnA); 11-chloroeicosafluoro-3-oxaundecane-1-sulfonic acid (11Cl-PF30UdS); 9-chlorohexadecafluoro-3-oxanonane-1-sulfonic acid (9Cl-PF30NS); 4,8-dioxa-3H-perfluorononanoic acid (ADONA); Nonafluoro-3,6-dioxaheptanoic acid (NFDHA); Perfluorobutanoic acid (PFBA); 1H, 1H, 2H, 2H-Perfluorodecane sulfonic acid (8:2FTS); Perfluoro(2-ethoxyethane)sulfonic acid (PFEEESA); Perfluoroheptanesulfonic acid (PFHpS); 1H,1H, 2H, 2H-Perfluorohexane sulfonic acid (4:2FTS); Perfluoro-3-methoxypropanoic acid (PFMPA); Perfluoro-4-methoxybutanoic acid (PFMBA); 1H,1H, 2H, 2H-Perfluorooctane sulfonic acid (6:2FTS);

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

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1 Perfluoropentanoic acid (PFPeA); Perfluoropentanesulfonic acid (PFPeS)[~~+~~  
2 ~~testosterone, and 4-androstene-3, 17-dione~~].

3 d. The commissioner shall make regulations to list the following addi-  
4 tional substances as emerging contaminants; provided however the commis-  
5 sioner may, upon review and recommendation by the drinking water quality  
6 council pursuant to section eleven hundred thirteen of this title deter-  
7 mine not to include such chemicals as emerging contaminants by January  
8 first, two thousand twenty-four: 1,2,3-trichloropropane; chloromethane  
9 (methylchloride); 1,1-dichloroethane; bromomethane (methyl bromide);  
10 chlorodifluoromethene (HCFC-22); vanadium; molybdenum; cobalt; stronti-  
11 um; chromium-6; N-ethyl perfluorooctanesulfonamidoacetic acid (NEtFO-  
12 SAA); N-methyl perfluorooctanesulfonamidoacetic acid (NMeFOSAA);  
13 Perfluorotetradecanoic acid (PFTA); Perfluorotridecanoic acid (PFTrDA).  
14 Provided, however, the commissioner may, upon review and recommendation  
15 by the drinking water quality council, determine not to include such  
16 chemicals as emerging contaminants: testosterone; and 4-androstene-3,  
17 17-dione.

18 13. The commissioner shall [~~publish~~] make draft regulations containing  
19 the first list of emerging contaminants within [~~ninety~~] one hundred  
20 eighty days of the effective date of this subdivision and shall make  
21 regulations implementing this subdivision within ninety days thereafter.

22 § 2. This act shall take effect on the same date and in the same  
23 manner as a chapter of the laws of 2021 amending the public health law  
24 relating to establishing a list of emerging contaminants, as proposed in  
25 legislative bills numbers S. 1759-A and A. 126-A, takes effect.