



WAC 256-290-315(8) – PFAS

Emergency Rulemaking

Shay Bauman, Policy Advisor – October 8, 2024

WASHINGTON STATE 
BOARD OF HEALTH

General Project Update

Emergency Rulemaking

- Effective for 120 days
- Expires end of the month
- Positive results

Permanent Rulemaking

- Scoped the project
- Environmental Justice Assessment scoping
- Filing soon

Abbreviated Rulemaking

- Section-by-section review

Government Agency Panel – November Meeting



Question for Board Members

What specific topics related to PFAS efforts at the state level would you like to learn more about?



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Upon federal **adoption** of an MCL, the federal MCL will supersede a SAL or a less stringent state MCL, and the associated requirements, **including for monitoring and public notice.** If the federally adopted MCL is less stringent than a SAL or state MCL, the Board may take one of the following actions:

- (a) Adopt the federal MCL; or
- (b) Adopt a state MCL, at least as stringent as the federal MCL, using the process in subsections (6) and (7) of this section.



EPA Effective Dates

Effective
June 25, 2024

Analytical
requirements*

Effective
April 26, 2027

Consumer Confidence
Reporting*

Ongoing compliance
monitoring*

Reporting and recordkeeping*

Initial monitoring results
reporting

Public notification for testing
and procedure violations

Effective
April 26, 2029

PFAS MCL Violations

MCL Compliance
Requirements

30-day Public Notification for
MCL violations*

Recommendation: Initiate Emergency Rulemaking to Continue to Clearly Maintain the SALs and Associated Requirements

~~Upon federal adoption of an MCL, the federal~~ When a federal MCL becomes effective, the MCL will supersede a SAL or a less stringent state MCL, and the associated requirements, including for monitoring and public notice. If the federally adopted MCL is less stringent than a SAL or state MCL, the board may take one of the following actions:

- (a) Adopt the federal MCL; or
- (b) Adopt a state MCL, at least as stringent as the federal MCL, using the process in subsections (6) and (7) of this section.



THANK YOU

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