

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 32.1-169 of the Code of Virginia, relating to drinking water; maximum*
3 *contaminant levels; perfluoroalkyl and polyfluoroalkyl substances and other contaminants.*

4 [H 1257]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That § 32.1-169 of the Code of Virginia is amended and reenacted as follows:**8 **§ 32.1-169. Supervision by Board.**

9 A. The Board shall have general supervision and control over all water supplies and waterworks in
10 the Commonwealth insofar as the bacteriological, chemical, radiological, and physical quality of waters
11 furnished for human consumption may affect the public health and welfare and may require that all
12 water supplies be pure water. In exercising such supervision and control, the Board shall recognize the
13 relationship between an owner's financial, technical, managerial, and operational capabilities and his
14 capacity to comply with state and federal drinking water standards.

15 B. The Board shall adopt regulations establishing maximum contaminant levels (MCLs) in all water
16 supplies and waterworks in the Commonwealth for (i) perfluorooctanoic acid and perfluorooctane
17 sulfonate, and for such other perfluoroalkyl and polyfluoroalkyl substances as the Board deems
18 necessary; (ii) chromium-6; and (iii) 1,4-dioxane. Each MCL shall be protective of public health,
19 including of vulnerable subpopulations, including pregnant and nursing mothers, infants, children, and
20 the elderly, and shall not exceed any MCL or health advisory for the same contaminant adopted by the
21 U.S. Environmental Protection Agency. In establishing such MCLs, the Board shall review MCLs
22 adopted by other states, studies and scientific evidence reviewed by such states, material in the Agency
23 for Toxic Substances and Disease Registry of the U.S. Department of Health, and current peer-reviewed
24 scientific studies produced independently or by government agencies.

25 **2. That the provisions of this act shall become effective on January 1, 2022.**

26 **3. That the Department of Health shall report to the Chairmen of the Senate Committee on**
27 **Education and Health and the House Committee on Health, Welfare and Institutions on the status**
28 **of research related to MCLs, the review of which is required by subsection B of § 32.1-169 of the**
29 **Code of Virginia, as amended by this act, by November 1, 2020, and shall submit a final report to**
30 **the Chairmen of the Senate Committee on Education and Health and the House Committee on**
31 **Health, Welfare and Institutions by October 1, 2021, detailing the MCL regulations established by**
32 **the Department of Health.**

ENROLLED

HB1257ER