CLEAN WATER SoCal
CREATING SUSTAINABLE SOLUTIONS

FEDERAL CLEAN WATER AND PFAS

POLICY UPDATE

PRESENTED BY
ERIC SAPIRSTEIN
ENS RESOURCES, INC,
OCTOBER 14, 2026

STATE OF LEGISLATIVE PLAY

- STRONG STAKEHOLDER SUPPORT
- WATER SYSTEMS PFAS LIABILITY PROTECTION ACT (H.R. 1267)
- WATER RESOURCES DEVELOPMENT ACT
- NATIONAL DEFENSE AUTHORIZATION ACT
- FARM BILL
- FISCAL YEAR 2027 APPROPRIATIONS
- REPRESENTATIVE SCOTT PETERS (D-CA)

PETERS PROPOSAL

- PRESERVES CERCLA LIABILITY
- PREVENTS THIRD PARTY NUISANCE LITIGATION
- IMPOSES PFAS STANDARDS ON ALL SOURCES
- EFFECTIVE PERMIT SHIELD
- PASSIVE RECEIVERS GENERALLY ENDORSE APPROACH

EPA Actions: One Step Forward; Two Steps Back?

- Land Application of Biosolids

  ✓Draft Risk Assessment Model Cited as Flawed
  ✓Draft Guidance on Land Application
  ✓Vast Improvement But:

  - ❑ No Affirmative Directives to States on Model
  - ❑ Questions on Definitions: "Near Waters" and Avoid Where Children Play

- Preserves Land Application

- ELG’S ON HOLD
- POTW SURVEY OF EFFLUENT
- NPDES MONITORING GUIDANCE RESCISSION
- HAZARD MIXTURE INDEX RESCISSION
- FOCUS ON TREATMENT AND DESTRUCTION
- WORK WITH USDA AND USGS ON PFAS IMPACTS

OUTLOOK

- LAME DUCK SESSION NOVEMBER 9
- WHAT YOU CAN AND SHOULD DO
  - MEET WITH YOUR LEGISLATORS
  - WRITE IN SUPPORT OF THE PETERS LEGISLATION
  - IF YOU ARE CONFRONTING LEGAL CONCERNS FROM EPA DESIGNATION LET US KNOW
  - WORK WITH YOUR ASSOCIATIONS TO ADVANCE SUPPORT FOR PETERS LEGISLATION

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