

119TH CONGRESS
1ST SESSION

S. _____

To require the Secretary of Defense to request modifications relating to certain permits issued under the Federal Water Pollution Control Act, and for other purposes.

IN THE SENATE OF THE UNITED STATES

Mrs. GILLIBRAND introduced the following bill; which was read twice and referred to the Committee on _____

A BILL

To require the Secretary of Defense to request modifications relating to certain permits issued under the Federal Water Pollution Control Act, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Department of Defense
5 PFAS Discharge Prevention Act”.

6 **SEC. 2. STORMWATER DISCHARGE PERMITS AND TESTING**

7 **AT DEPARTMENT OF DEFENSE FACILITIES.**

8 (a) REQUEST FOR MODIFICATION.—Except as pro-
9 vided in subsection (b), not later than one year after the

1 date of the enactment of this Act, the Secretary of Defense
2 shall, with respect to each permit under section 402(p)
3 of the Federal Water Pollution Control Act (33 U.S.C.
4 1342(p)) that applies to a facility of the Department of
5 Defense, request from the State that issued the permit,
6 or the Administrator of the Environmental Protection
7 Agency, as applicable, a modification to such permit to
8 require—

9 (1) monitoring of discharges of perfluoroalkyl
10 and polyfluoroalkyl substances not less frequently
11 than quarterly; and

12 (2) implementation of appropriate best manage-
13 ment practices or control technologies to reduce such
14 discharges consistent with the requirements of such
15 Act.

16 (b) EXCEPTIONS.—The Secretary of Defense is not
17 required to request a modification to a permit under sub-
18 section (a) if such permit contains the elements specified
19 under paragraphs (1) and (2) of such subsection.

20 (c) FUNDING FOR MONITORING AND REDUCTION OF
21 DISCHARGES.—Of the funds authorized to be appro-
22 priated or otherwise made available to the Secretary of
23 Defense in each fiscal year for remediation efforts relating
24 to perfluoroalkyl and polyfluoroalkyl substances, not less
25 than one percent shall be obligated or expended annually

- 1 to carry out activities described in paragraphs (1) and (2)
- 2 of subsection (a).