

[First Reprint]

ASSEMBLY, No. 5301

STATE OF NEW JERSEY

220th LEGISLATURE

INTRODUCED MARCH 16, 2023

Sponsored by:

Assemblywoman LISA SWAIN

District 38 (Bergen and Passaic)

Assemblywoman SHAMA A. HAIDER

District 37 (Bergen)

Assemblyman P. CHRISTOPHER TULLY

District 38 (Bergen and Passaic)

Co-Sponsored by:

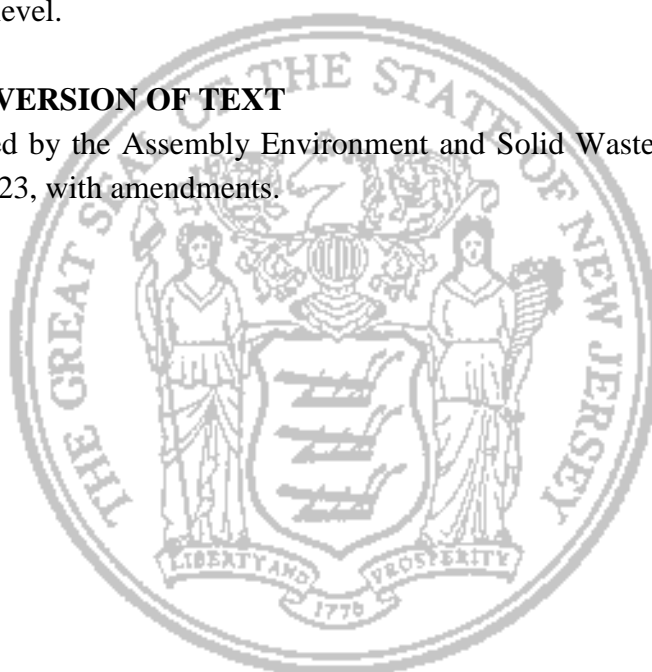
Assemblyman Stanley and Assemblywoman Murphy

SYNOPSIS

Requires DEP to study feasibility of using alternative water supply source when perfluoroalkyl or polyfluoroalkyl substances exceed maximum contaminant level.

CURRENT VERSION OF TEXT

As reported by the Assembly Environment and Solid Waste Committee on March 23, 2023, with amendments.



(Sponsorship Updated As Of: 12/7/2023)

1 AN ACT requiring the Department of Environmental Protection to
2 conduct a study concerning the use of alternative water supply
3 sources when perfluoroalkyl or polyfluoroalkyl substances
4 exceed maximum contaminant levels.

5
6 **BE IT ENACTED** *by the Senate and General Assembly of the State*
7 *of New Jersey:*

8
9 1. a. Within one year after the date of enactment of this section,
10 the Department of Environmental Protection shall conduct, or cause to
11 be conducted, a study concerning the use of alternative drinking water
12 supply sources when perfluoroalkyl or polyfluoroalkyl substances
13 exceed maximum contaminant levels. As part of the study, the
14 department shall consider the drinking water supply sources available
15 to public community water systems in the State and identify alternative
16 drinking water supplies that may be available for use by public
17 community water systems to provide water to the customers of the
18 system when an exceedance of a maximum contaminant level for a
19 perfluoroalkyl or polyfluoroalkyl substance is discovered.

20 b. In conducting the study required pursuant to this section, the
21 department shall solicit input from representatives of public
22 community water systems, academic institutions, and environmental
23 organizations with expertise, knowledge, or experience in issues
24 related to the State's water supplies, and may hold public hearings, at a
25 time and place determined by the department, to receive input on the
26 issue.

27 c. ¹**[The]** No later than one year after the date of enactment of this
28 section, the¹ department shall prepare and submit to the Governor and,
29 pursuant to section 2 of P.L.1991, c.164 (C.52:14-19.1), to the
30 Legislature a written report containing the findings and
31 recommendations of the study conducted, or caused to be conducted,
32 pursuant to this section, including any proposals for legislation or
33 other appropriate legislative or regulatory action. The department
34 shall also make the study available on the department's Internet
35 website.

36 ¹d. In the event that the report required pursuant to subsection c. of
37 this section is not prepared and submitted to the Governor and the
38 Legislature within one year after the date of enactment of this section,
39 the Commissioner of Environmental Protection, or the commissioner's
40 designee, shall appear before the committee of first reference in which
41 this act was considered in each House, or before another standing
42 reference committee in the General Assembly as may be determined
43 by the Speaker of the General Assembly and in the Senate as may be
44 determined by the President of the Senate, to explain why the report

EXPLANATION – Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹Assembly AEN committee amendments adopted March 23, 2023.

1 has not yet been prepared and the steps the department is taking to
2 ensure the implementation of this act. Thereafter, for such time as the
3 report required pursuant to subsection c. of this section remains
4 unprepared, the Speaker of the General Assembly shall have the
5 authority to require the Commissioner of Environmental Protection to
6 appear before any appropriate General Assembly standing reference
7 committee to explain why this act has not been implemented in
8 accordance with its provisions and the steps that are being taken to
9 ensure the implementation of this act, and the President of the Senate
10 shall have the authority to require the Commissioner of Environmental
11 Protection to appear before any appropriate Senate standing reference
12 committee to explain why this act has not been implemented in
13 accordance with its provisions and the steps that are being taken to
14 ensure the implementation of this act.¹

15

16 2. This act shall take effect immediately, and shall expire 30
17 days after the submittal of the report required pursuant to subsection
18 c. of section 1 of this act.