

# Update on Settlement funding in anticipation of changes to health values

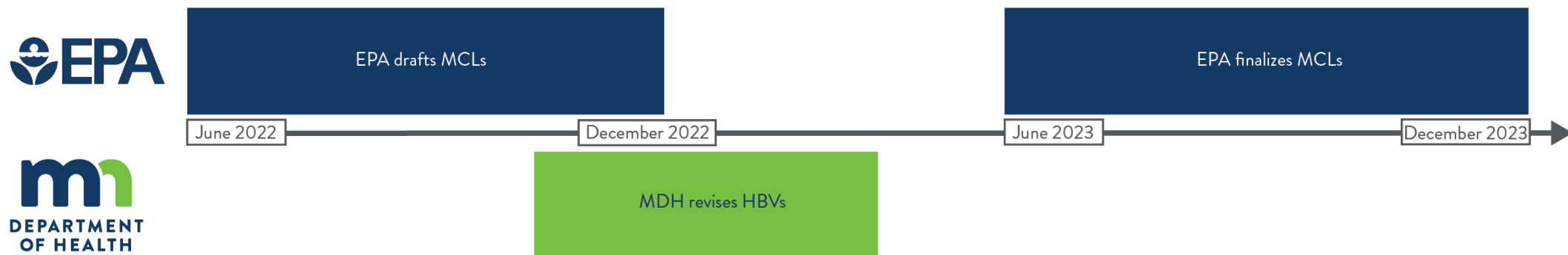
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3M PFAS Settlement Work Group Meeting

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# Background

- EPA plans to release draft maximum contaminant levels (MCLs) for PFOS and PFOA in late 2022, and final MCLs in 2023
- MDH plans to release revised Health-Based Values (HBVs) for PFOS and PFOA in late 2022/early 2023
- The MCLs and HBVs are anticipated to be lower than current MDH HBVs/HRLs



# Preparing for upcoming HBVs/MCLs

- Co-Trustees had individual discussions about possible options for communities to prepare for the anticipated changes, including what to do with projects already in development
  - For example, some communities are starting to design for new water treatment plants, and need to determine which wells to treat in order to include them in the design
- For water treatment plants already in development (i.e. Cottage Grove and Woodbury), **design costs** for providing PFAS treatment to municipal wells not currently included in the Conceptual Plan for treatment **are Settlement-eligible**. This includes municipal wells with an HI below 1

# Preparing for upcoming HBVs/MCLs

- Following design, if the community moves forward with a construction project that includes treating wells for PFAS that are not included for treatment in the plan, they are responsible for those additional costs;
- However, if those wells later receive a health advisory ( $HI \geq 1$ ) with the upcoming HBVs, those costs **may be reimbursed** by the Settlement if:
  - The health advisory occurred before the effective date of the HBVs/MCLs (whichever one is later)
    - Need a 4-quarter rolling average to receive a health advisory
    - Effective date for HBVs = date that HBVs are released
    - Effective date for MCLs = typically 3 to 5 years after release of final MCLs (the timeframe will be specified in the MCL rule documentation)

# Preparing for upcoming HBVs/MCLs

- The level of reimbursement (or cost share) of construction costs would be based on cost effectiveness and eligibility of projects under the Settlement and as identified in the Conceptual Plan
- A grant agreement must be in place prior to any bidding and construction costs incurred and would detail portions of the project(s) that are currently eligible and portions of the project(s) that would be potentially eligible in the future for reimbursement

# Questions?