

First Regular Session of the 123rd General Assembly (2023)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2022 Regular Session of the General Assembly.

HOUSE ENROLLED ACT No. 1219

AN ACT to amend the Indiana Code concerning public safety.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. IC 10-19-13 IS ADDED TO THE INDIANA CODE AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]:

Chapter 13. PFAS Biomonitoring Pilot Program

Sec. 1. As used in this chapter, "fund" means the PFAS biomonitoring pilot fund established by section 13 of this chapter.

Sec. 2. As used in this chapter, "PFAS chemical" has the meaning set forth in IC 36-8-10.7-3.

Sec. 3. As used in this chapter, "pilot program" means the PFAS biomonitoring pilot program established under section 5 of this chapter.

Sec. 4. As used in this chapter, "serum PFAS levels" means the level of PFAS chemicals in an individual's blood.

Sec. 5. The department may establish the PFAS biomonitoring pilot program for the following purposes:

- (1) To collect blood samples from individuals described in section 6 of this chapter for the purposes of measuring serum PFAS levels.**
- (2) To determine, to the extent possible, whether there are any health implications that may be attributed to elevated serum PFAS levels.**
- (3) To identify regions of the state where individuals described**

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in section 6 of this chapter may experience exposure to PFAS chemicals in higher concentrations.

Sec. 6. Subject to section 7 of this chapter, the department may approve an individual to participate in the pilot program if the following conditions are met:

(1) The individual was previously employed, or is currently employed, as a firefighter.

(2) The individual applies to participate in the pilot program in a form and manner prescribed by the department.

Sec. 7. (a) The department may, to the extent possible, test one thousand (1,000) individuals described in section 6 of this chapter.

(b) If there is additional money in the fund at the end of the state fiscal year, the department may test additional individuals described in section 6 of this chapter.

Sec. 8. The department may do the following:

(1) Administer the pilot program.

(2) Consult with the department of environmental management and the Indiana department of health regarding the data and findings from the pilot program for the purpose of establishing recommendations regarding reducing serum PFAS levels and exposure to PFAS chemicals.

(3) Develop and implement a plan for outreach to recruit individuals described in section 6 of this chapter to participate in the pilot program.

(4) At the request of an individual described in section 6 of this chapter, collect and analyze blood samples to determine serum PFAS levels.

(5) Develop and issue a questionnaire and medical release form for an individual described in section 6 of this chapter.

Sec. 9. The department may contract with a third party to administer the pilot program and to store data collected under the pilot program under this chapter.

Sec. 10. The department may not disclose for public inspection or copy the name, address, telephone number, or any other identifying information relating to an individual described in section 6 of this chapter as contained in data collected by the pilot program.

Sec. 11. The department shall apply for federal funds:

(1) available to aid in the administration of the pilot program; and

(2) for which the state may be eligible.

Sec. 12. (a) Not later than July 1, 2027, the department shall



prepare and submit a report that includes:

- (1) a summary of the results of and conclusions from the pilot program; and
- (2) any recommendations of the department, the department of environmental management, and the Indiana department of health for reducing serum PFAS levels and exposure to PFAS chemicals;

to the governor and legislative council. A report to the legislative council must be in an electronic format under IC 5-14-6.

(b) The report submitted under subsection (a) may not contain identifying information relating to an individual described in section 6 of this chapter.

(c) Except as otherwise provided in this chapter, data collected and analyzed for the pilot program is confidential and may not be disclosed by the department.

Sec. 13. (a) The PFAS biomonitoring pilot fund is established for the purpose of providing funding for the pilot program. The fund shall be administered by the department.

(b) The expenses of administering the fund shall be paid from the money in the fund.

(c) The treasurer of state shall invest money in the fund not currently needed to meet the obligations of the fund in the same manner as other public money may be invested. Interest that accrues from these investments shall be deposited in the fund.

(d) Money in the fund consists of appropriations, gifts, grants, and donations from public or private sources.

(e) Money in the fund at the end of the state fiscal year does not revert to the state general fund. However, any appropriated money remaining in the fund on June 30, 2028, reverts to the state general fund.

Sec. 14. This chapter expires July 1, 2028.



Speaker of the House of Representatives

President of the Senate

President Pro Tempore

Governor of the State of Indiana

Date: _____ Time: _____

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