

HOUSE BILL No. 1276

DIGEST OF INTRODUCED BILL

Citations Affected: IC 16-18-2-92.6; IC 16-19-18.

Synopsis: PFAS chemical blood testing program. Establishes the PFAS chemical blood testing program under the department of health (department) for the purpose of blood testing certain individuals for a higher concentration of PFAS chemicals to study the health effects of a higher concentration of PFAS chemicals in an individual's blood. Provides that not later than November 1 of each year, the department shall report to the legislative council on the results of the PFAS blood testing program for the previous state fiscal year.

Effective: July 1, 2022.

Bauer M, Mayfield

January 10, 2022, read first time and referred to Committee on Public Health.



Second Regular Session of the 122nd General Assembly (2022)

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 2021 Regular Session of the General Assembly.

HOUSE BILL No. 1276

A BILL FOR AN ACT to amend the Indiana Code concerning health.

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

1 SECTION 1. IC 16-18-2-92.6, AS AMENDED BY P.L.101-2006,
2 SECTION 24, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2022]: Sec. 92.6. (a) "Department", for purposes of
4 IC 16-31-8.5, has the meaning set forth in IC 16-31-8.5-1.

5 (b) "Department", for purposes of IC 16-47-1, has the meaning set
6 forth in IC 16-47-1-1.

7 (c) **"Department", for purposes of IC 16-19-18, refers to the**
8 **Indiana department of health established by IC 16-19-1-1.**

9 SECTION 2. IC 16-19-18 IS ADDED TO THE INDIANA CODE
10 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
11 JULY 1, 2022]:

12 **Chapter 18. PFAS Chemical Blood Testing Program**

13 **Sec. 1. As used in this chapter, "commissioner" refers to the**
14 **state health commissioner.**

15 **Sec. 2. As used in this chapter, "coordinator" refers to the PFAS**
16 **chemical blood testing program coordinator designated under**
17 **section 12 of this chapter.**



1 **Sec. 3.** As used in this chapter, "department" refers to the
2 Indiana department of health established by IC 16-19-1-1.

3 **Sec. 4.** As used in this chapter, "eligible person" means an
4 individual who is currently employed as:

5 (1) a firefighter; or

6 (2) a volunteer firefighter;

7 who may be or may have been exposed to higher concentrations of
8 PFAS chemicals in the course of the individual's employment.

9 **Sec. 5.** As used in this chapter, "PFAS chemical" has the
10 meaning set forth in IC 36-8-10.7-3.

11 **Sec. 6.** As used in this chapter, "program" refers to the PFAS
12 chemical blood testing program established by section 8 of this
13 chapter.

14 **Sec. 7.** As used in this chapter, "test site" means:

15 (1) an airport fire station; or

16 (2) a municipal fire station chosen by the department where
17 PFAS chemicals may be in higher concentrations.

18 **Sec. 8.** The PFAS chemical blood testing program is established
19 within the department to identify the levels of PFAS chemicals in
20 an eligible person's blood to monitor the possible health effects of
21 exposure to higher concentrations of PFAS chemicals in
22 accordance with this chapter and rules adopted under this chapter.

23 **Sec. 9.** The department shall administer the program.

24 **Sec. 10.** The program must be funded using the available
25 resources of the department.

26 **Sec. 11.** The department shall apply for all federal funds that
27 are available for PFAS chemical blood testing and for which the
28 state is eligible.

29 **Sec. 12.** The commissioner may designate a coordinator who is
30 responsible for the administration of the program under the
31 direction and supervision of the commissioner. The department
32 may set the salary of the coordinator using only the available
33 resources of the department.

34 **Sec. 13. (a)** The program shall provide PFAS blood testing for
35 an eligible person who may be or may have been exposed to higher
36 concentrations of PFAS chemicals in the course of the eligible
37 person's employment at a test site.

38 **(b)** The department shall choose five (5) locations where PFAS
39 chemicals may be in higher concentrations to be test sites under the
40 program.

41 **Sec. 14.** The program has the following purposes and duties:

42 (1) To identify potential sites in Indiana where PFAS



- 1 chemicals may be in higher concentrations.
 2 (2) To estimate the possible date a site under subdivision (1)
 3 may have become exposed to higher concentrations of PFAS
 4 chemicals.
 5 (3) To identify the cause of the higher concentrations of PFAS
 6 chemicals at a site under subdivision (1).
 7 (4) To identify the estimated number of individuals who may
 8 be eligible persons.
 9 (5) To identify other classes of individuals who may have
 10 increased exposure to PFAS chemicals.
 11 (6) To make reasonable efforts to notify eligible persons of
 12 their potential exposure to higher concentrations of PFAS
 13 chemicals.
 14 (7) To perform PFAS blood testing for eligible persons upon
 15 the request of the eligible person.
 16 (8) To establish a data base and record the results of the PFAS
 17 blood testing in that data base.
- 18 **Sec. 15. (a) Beginning after June 30, 2024, not later than**
 19 **November 1 of each year, the department shall report to the**
 20 **legislative council on the results of the program for the previous**
 21 **state fiscal year.**
- 22 (b) A report to the legislative council under this section must be
 23 in an electronic format under IC 5-14-6.
- 24 **Sec. 16. The department shall adopt rules under IC 4-22-2 to:**
 25 (1) establish what constitutes higher concentrations of PFAS
 26 chemicals;
 27 (2) establish the concentration of PFAS chemicals in a
 28 person's blood that qualifies as elevated; and
 29 (3) implement this chapter.

