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July 7, 2022

Dear Members of the TURA Administrative Council,

During the next meeting at 9:30am on Wednesday, July 13, we are proposing a vote on the following two items:

1. Adding eight additional per- or polyfluoroalkyl substances (PFAS) to the TURA List that were added by USEPA to the EPCRA Section 313 Toxic Chemical List in 2021 and 2022; and
2. Allowing remote participation of all subsequent meetings of the TURA Administrative Council and its committees in accordance with the requirements of 940 CMR 29.10, in advance of the expiration of the COVID-19 related provisions regarding allowing remote meeting participation and remote public access to meetings.

The first proposed vote is mandated by TURA, which requires that changes made by the United States Environmental Protection Agency (USEPA) to the EPCRA Section 313 (Toxic Chemical List) be mirrored in the TURA Toxic or Hazardous Substance List.

You may recall that as part of Fiscal Year 2020's National Defense Authorization Act (NDAA), [172 PFAS chemicals were added to the US Environmental Protection Agency \(EPA\) Toxics Release Inventory \(TRI\)](#) under Section 313 of the Emergency Planning and Community Right-to-know Act (EPCRA). The NDAA also provided a framework for additional PFAS to be added to TRI on an annual basis. In 2021 and 2022, to date, [eight additional PFAS](#) have been added to the TRI list. Under TURA, EPCRA chemicals are incorporated into the TURA chemical list after a vote by the Administrative Council. The 172 PFAS initially added to the TRI list were added to the TURA List effective January 1, 2021.

This proposed vote on July 13, 2022 would be to add the eight PFAS Chemicals under 301 CMR 41.00 section 41.03(15) to maintain consistency with the EPCRA list as mandated by the TURA statute. The eight PFAS chemicals are as follows:

CASRN	TRI Chemical Name
2395-00-8	Potassium perfluorooctanoate
335-93-3	Silver(I) perfluorooctanoate
507-63-1	Perfluorooctyl iodide
65104-45-2	2-Propenoic acid, 2-methyl-, 3,3,4,4,5,5,6,6,7,7,8,8,9,9,10,10,11,11,12,12,12-heneicosafuorododecyl ester, polymer with

	3,3,4,4,5,5,6,6,7,7,8,8,9,9,10,10,10-heptafluorodecyl 2-methyl-2-propenoate, methyl 2-methyl-2-propenoate, 3,3,4,4,5,5,6,6,7,7,8,8,9,9,10,10,11,11,12,12,13,13,14,14,14-pentafluorotetradecyl 2-methyl-2-propenoate and 3,3,4,4,5,5,6,6,7,7,8,8,8-tridecafluorooctyl 2-methyl-2-propenoate
203743-03-7	2-Propenoic acid, 2-methyl-, hexadecyl ester, polymers with 2-hydroxyethyl methacrylate, γ - ω -perfluoro-C10-16-alkyl acrylate and stearyl methacrylate
29420-49-3	Potassium perfluorobutane sulfonate
375-73-5	Perfluorobutane sulfonic acid
45187-15-3	Perfluorobutanesulfonate

Any facility in a TURA-covered business/manufacturing sector with 10 or more full-time employee equivalents (FTEs) using at least 100 pounds per year of any of the eight listed PFAS are subject to the regulation. The TURA Program estimates that, at most, 1 to 3 Massachusetts manufacturers would be subject to reporting on any of these eight PFAS. The manufacturers affected by this change will have already submitted EPCRA Section 313 TRI reports on the first four of the above PFAS by July 1, 2022, and on the remaining four PFAS by July 1, 2023. Under TURA, facilities in Massachusetts must track use during calendar year 2023 and report above threshold use by July 1, 2024.

The second proposed vote will be to extend allowing remote participation of all subsequent meetings of the TURA Administrative Council and its committees in accordance with the requirements of 940 CMR 29.10, in advance of the expiration of the COVID-19 related provisions regarding allowing remote meeting participation and remote public access to meetings.

In addition to these two items, other meeting content will include discussion on the TURA Science Advisory Board's (SAB) recommendation that certain Didecyl Dimethyl Ammonium Chloride (DDAC) and Alkyl Dimethyl Benzyl Ammonium Chloride (ADBAC) chemicals be added to the TURA list of Toxic or Hazardous Substances and accompanying presentation of the Policy Analysis as well as general TURA Program updates.

And lastly please join me in a warm welcome to the new Undersecretary of Environmental Policy and Climate Resilience and Secretary Card's designated Chair of the TURA Administrative Council, Gary Moran. Undersecretary Moran comes to us from the Massachusetts Department of Environmental Protection, where he most recently served as the Deputy Commissioner for Operations and Environmental Compliance. In that role, he was responsible for ensuring clean air and water, safe management of solid and hazardous wastes, timely cleanup of hazardous waste sites and spills, and the preservation of wetlands and coastal resources. Previously, Gary Moran also served as the agency's Chief of Staff, Acting Deputy Commissioner for Policy, the Southeast Regional Office Director, and Legislative Director. We look forward to the Undersecretary's contribution to the TURA Administrative Council and the TURA Program as a whole as we move forward together to protect Massachusetts public health, worker health, and the environment.

Sincerely,
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