

Chapter 109 Draft Proposed Rulemaking: PFAS MCL Rule Revisions

Public Water System TAC Board Meeting
November 12, 2026



PA's 2023 PFAS MCL Rule

- DEP developed standards for PFAS in drinking water before a federal regulation was promulgated.
- PA's 2023 PFAS MCL Rule was published in the *Pennsylvania Bulletin* on January 14, 2023.
 - Set standards in drinking water for two PFAS: PFOA (14 ng/L) and PFOS (18 ng/L).
 - Established analytical methods, monitoring & reporting requirements, and acceptable treatment technologies.



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2024 PFAS NPDWR Rule

- Published in *Federal Register* on April 26, 2024.
- Set standards for a total of six PFAS:
PFOA (4 ng/L), PFOS (4 ng/L), PFHxS (10 ng/L),
PFNA (10 ng/L), HFPO-DA (10 ng/L), and PFBS
(as part of Hazard Index along with PFHxS,
PFNA, and HFPO-DA).
- Included analytical methods, monitoring &
reporting requirements and acceptable
treatment technologies.



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2024 PFAS NPDWR Rule Effective Dates

June 25, 2024

Subpart Z (PFAS)

Analytical
requirements in
§ 141.901

April 26, 2027

Initial monitoring in
§ 141.902(b)(1)
must be completed

Compliance
monitoring in
§ 141.902(b)(2)
begins

Reporting & recordkeeping
in § 141.904, in accordance
with subparts O (CCR) and
Q (PN)

April 26, 2029

Compliance with
MCLs in
§ 141.61

PN for MCL
violations in
§ 141.203



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2026 Proposed PFAS NPDWR Rules

Two proposed NPDWRs that will revise the 2024 PFAS NPDWR Rule were published in *Federal Register* on May 20, 2026.

- *Rescission Rule*: removes all requirements for PFHxS, PFNA, HFPO-DA, and PFBS.
- *Compliance Extension Rule*: establishes an exemption-by-rule process to extend the MCL compliance deadline for PFOA and PFOS until April 26, 2031.

PFAS MCL Rule Revisions

- DEP must adopt standards that are no less stringent than the NPDWR to maintain primacy.
- The provisions in this proposed PFAS MCL Rule Revisions are based on the expectation that the 2026 Proposed PFAS NPDWR Rules (Rescission & Compliance Extension) will be published as final regulations.
- The proposed revisions remove the MCLs (including the Hazard Index) for PFHxS, PFNA, HFPO-DA, and PFBS, and associated provisions and definitions (like the definitions for hazard quotient and health-based water concentration).

PFAS MCL Rule Revisions

- Updates and adds definitions.
- Adds end dates for PA's 2023 PFAS MCL Rule requirements.
- Incorporates by reference the regulated PFAS, analytical methods, MCLs, PQLs, trigger levels, initial monitoring requirements and PN/CCR health effects language.
- Clarifies that PFAS contaminants are monitored as a group.
- Establishes initial monitoring requirements for new entry points permitted after April 25, 2027.
- Establishes monitoring requirements for routine, reduced, and increased frequencies. Retains annual monitoring for entry points with PFAS treatment.
- Establishes MCL compliance determinations.
- Revises requirements for BVRB systems to match NPDWR.
- Clarifies the conditions under which an exemption-by-rule may be terminated.

Other Revisions to Chapter 109

Monitoring Requirements

- Language is being added to address an inconsistency with the required year of triennial monitoring for VOCs, SOCs, and PFAS.
- Language is being added to clarify that the result triggering increased quarterly monitoring is used as the first quarter of monitoring in the “reliably & consistently below the MCL” determination for VOCs, SOCs, IOCs, and Nitrate/Nitrite.

MCL Compliance

Language is being added to clarify MCL compliance determinations for VOCs, SOCs, IOCs, and Nitrate/Nitrite.

- The result that exceeded the MCL is used as the first quarter of monitoring in the RAA calculation.
- Eliminates the MCL violation based on a single result (except for IOCs) to be consistent with NPDWR.



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Get In Touch

Angi Anderson
Environmental Group Manager / Bureau of Safe Drinking Water
RCSOB, 400 Market Street
Harrisburg, PA 17101

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717-705-6349 / anganderso@pa.gov

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