Indiana

Enacted Legislation

Name (bill number)	Year	PFAS Addressed	Agency Responsible	Summary of Action	Citation
House Enrolled Act No. 1189	2020	Any chemical of a class of fluorinated organic chemicals, including: (1) perfluoroalkyl substances; and (2) polyfluoroalkyl substances; that contains at least one fully fluorinated carbon atom and is used in firefighting agents.	n/a – law applies to all state agencies	Prohibits a person, unit, or state agency from using for training purposes a class B firefighting foam that contains intentionally added PFAS chemical. Also prohibits using a class B firefighting form for testing purposing unless facility implements appropriate means to prevent releases of toxins into the environment.	Indiana Code 36-8-10.7-1 to 36-8-10.7-8
House Enrolled Act No. 1219 *Identical bill in Senate (SB 482) that did not pass.*	2023	PFAS Chemicals as defined in IC 36-8-10.7 (see above HB 1189)	Indiana Department of Homeland Security	Appropriated funding for the establishment of a PFAS biomonitoring pilot program for firefighters. Required to report by July 2027.	Indiana Code 10-19-13. *See DHC PFAS Testing Pilot Program website for information about implementation.*
House Enrolled Act No. 1341	2023	PFAS Chemicals as defined in IC 36-8-10.7 (see above HB 1189)	n/a – law applies to all Indiana fire departments	Prohibits fire departments from purchasing firefighter gear without a label indicating whether the gear contains a PFAS chemical after June 30, 2024	Indiana Code 36-8-27-1 to 36-8-27-2

Enacted Regulations: *No PFAS references found*

Name	Year	PFAS Addressed	Authorizing Statute	Summary of Action	Citation
N/A	*N/A*	*N/A*	*N/A*	*N/A*	*N/A*

Other Administrative Action (executive orders, fish advisories, drinking water advisories)

What	Year	Who	PFAS Addressed	Summary of Action
Fish Consumption Guidelines	2019 to current year	Indiana Department of Health, Indiana Department of Natural Resources and Indiana Department of Environmental Management	PFOS (Perfluorooctane Sulfonate)	IDEM started analyzing fish tissue for PFAS in 2017. PFAS fish consumption guidelines are issued annually based on PFOS concentrations following the Great Lakes Consortium for Fish Consumption Advisories Best Practice for Perfluorooctane Sulfonate (PFOS) Guidelines.
Class B Foam Collection Initiative	2021	Indiana Department of Homeland Security, Department of Environmental Management, and Indiana Finance Authority		In response to HB 1189, state agencies launched a program to collect PFAS foam from Indiana fire agencies. The state will remove and properly dispose of PFAS material from any fire agency who requests it. Foam Program Website.

Other State Actions (planning, research, etc)

What/Title	Year	PFAS Addressed	Who	Summary of Action
Community Water System Sampling	2021-2024	Sampling PFAS at Community Water Systems	Indiana Department of Environmental Management (IDEM)	IDEM has facilitated voluntary PFAS sampling at all Community Public Water Systems throughout the state of Indiana starting in July 2021. The sampling programs involved 4 phases, with the first three phases focusing on various sizes of water systems and the fourth phase focused on surface water bodies that are used for drinking water. More information about the program and the sampling results are available at https://www.in.gov/idem/resources/nonrule-policies/per-and-polyfluoroalkyl-substances-pfas/. This webpage is regularly updated with sampling results.
Risk Based Closure Guide Tables	2024	11 PFAS Compounds	EPA and IDEM	IDEM has established published levels for 11 PFAS compounds listed in the Risk-Based Closure Guide (R2) published level table. Published levels are concentration levels specific to individual chemicals, land uses, and media (soil, water, indoor air) that IDEM has determined to be protective of human health and are used to guide site clean-ups. * IDEM has the authority to enforce clean-up values for PFAS compounds listed as a "hazardous substance" or "hazardous constituent" by the EPA under CERCLA and RCRA respectively. There are 11 published values for PFAS compounds in the R2 guide but IDEM is not able to enforce all those published levels right now.
PFAS and Health Fact Sheet		PFAS and Health	Department of Health	Fact sheet on health risks of PFAS and how to limit exposure. Focus on infants, toddlers and pregnant women. https://www.in.gov/health/eph/files/PFAS-and-Health.pdf

Proposed Legislation

Bill Name	Year	PFAS Addressed	Summary of Action	Status
SB 414	2020	Perfluoroalkyl and polyfluoroalkyl	Would require the Indiana Department of Health to establish a statewide maximum contaminant levels for PFAS in drinking water.	Died in Committee on Health and Provider Services
HB 1338	2020	Perfluoroalkyl and polyfluoroalkyl	Would require the Indiana Department of Health to establish state maximum contaminates for PFAS in water provided by public water systems that are (1) protective of public health and (2) no less stringent MCLs set by EPA	Died in Committee on Public Health
HB 1276	2022	PFAS Chemicals as defined in IC 36-8-10.7 (see above HB 1189)	Would require the Department of Health establish a PFAS chemical blood testing program for firefighters.	Died in Committee on Public Health
HB 1184	2022	Perfluoroalkyl and polyfluoroalkyl	*Same text as HB 1338*	Died in Committee on Environmental Affairs.
HB 1530	2023	Perfluoroalkyl and polyfluoroalkyl	*Same text as HB 1338*	Died in Committee on Environmental Affairs.
HB 1085 PFAS Water Safety Standard	2024	Perfluoroalkyl and polyfluoroalkyl	Would require the Indiana department of health to establish state maximum contaminant levels for PFAS in water provided by public water systems.	Died in Committee on Environmental Affairs.
HB 1399	2024	"PFAS chemicals" means (1) a non-polymeric perfluoroalkyl substance; (2) a non-polymeric saturated polyfluoroalkyl substance; or (3) side-chain fluorinated polymers; a molecule of which contains at least two (2) fully fluorinated sequential carbon atoms. The bill would exclude "gases and substances that become gases in use" from the term.	Would mandate the IDEM Environmental Rules Board use this "PFAS Chemical" definition when adopting rules related to perfluoroalkyl and polyfluoroalkyl substances used or produced in industrial processes or research and development.	Died in Committee on Environmental Affairs. An attempt was made to incorporate this language into a separate bill (HB 1329), but the PFAS language was stripped out of the final version.

Proposed Regulation: *None found*

What/Title	Year	PFAS Addressed	Summary of Action	Status
N/A	*N/A*	*N/A*	*N/A*	*N/A*

Cases

State of Indiana v. 3M Company et al - On April 10, 2024, the Indiana Attorney General filed a lawsuit against more than 20 manufacturers of PFAS. The lawsuit seeks injunctive relief, damages, civil penalties, and recovery costs for the contamination caused by the release of PFAS chemicals into the state's air, soil, water, and property. Indiana claims that the defendants concealed information about the chemicals' negative health effects and touted the safety of PFAS-containing products decades after they had data showing these negative health effects. The lawsuit was filed in Shelby County, Indiana. It was transferred to the MDL in May 2024.