

TEMPLATE FOR CONTACTING SUPPLIERS REGARDING PFAS REGULATIONS

March 31, 2022

Recipient Name

Supplier Business Name

Address Line 1

Address Line 2

City, State ZIP

Account #: 00000000

RE: PFAS Supplier Notification Requirements under the Massachusetts Toxics Use Reduction Act (TURA) and the Toxics Release Inventory (TRI)

Dear Name,

Company Name (account #: 00000000) requests your cooperation and assistance to comply with new chemical listings under the Massachusetts Toxics Use Reduction Act (TURA) and the federal Emergency Planning and Community Right-to-Know Act (EPCRA).

Effective January 1, 2022, Massachusetts TURA covered industries, such as ours, are required to track the use of Certain Per- and Polyfluoroalkyl Substances Not Otherwise Listed (PFAS NOL) on the TURA list of Toxic or Hazardous Substances. PFAS in this category are those that: “contain a perfluoroalkyl moiety with three or more carbons (e.g., $-C_nF_{2n}-$, $n \geq 3$; or $CF_3-C_nF_{2n}-$, $n \geq 2$) or a perfluoroalkylether moiety with two or more carbons (e.g., $-C_nF_{2n}OC_mF_{2m}-$ or $-C_nF_{2n}OC_mF_m-$, n and $m \geq 1$), wherein for the example structures shown, the dash (–) is not a bond to a hydrogen and may represent a straight or branched structure” and are not otherwise listed on the TURA Toxic or Hazardous Substance List.

The TURA reporting thresholds for the Certain PFAS NOL category are 25,000 lb/year (manufactured or processed), or 10,000 lb/year (otherwise used).

In light of this revision to the list of substances reportable under TURA, we request notification of the presence and quantity of any PFAS fitting the above definition in any mixture or products furnished to Company Name from January 1, 2022 to the present.

In addition, in Section 7321 of the National Defense Authorization Act (NDAA), [179 PFAS are included on the Toxics Release Inventory \(TRI\) Chemical List](#), under Section 313 of the Emergency Planning and Community Right-to-Know Act (EPCRA), also known as Title III of the Superfund Amendments and Reauthorization Act (SARA). Effective January 1, 2020, suppliers must notify customers of any TRI-listed chemical present above the *de minimis* level in a mixture or trade name product. The *de minimis* reporting level for perfluorooctanoic acid (PFOA) (CASRN: 335-67-1) is 0.1%. All other TRI-listed PFAS have a *de minimis* level of 1%. The reporting threshold for each of the 179 TRI PFAS is 100 lb/year.

In light of this revision to the list of chemicals covered by TRI, as described in 40 CFR §372.45(b)–(c), suppliers are legally obligated to notify us of the presence and quantity of:

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- any of the 172 listed PFAS reportable since 1/1/2020 in any mixtures or products furnished to **Company Name** from January 1, 2020 to the present;
- any of the 3 listed PFAS reportable since 1/1/2021 in any mixtures or products furnished to **Company Name** from January 1, 2021 to the present; and
- any of the 4 listed PFAS reportable since 1/1/2022 in any mixtures or products furnished to **Company Name** from January 1, 2022 to the present.

TRI listing details can be found [here](#). We greatly appreciate your time and assistance. Please get back to us with this information by **Date**.

Best regards,

Name

Title

Company

Phone

Email

CC: Purchasing Dept; EHS; CEO / President; etc.