

Delaware State Bar Association

Environmental Section Meeting – February 7, 2020

The meeting was held at Young Conaway, Rodney Square, 1000 North King Street, Wilmington. The meeting was called to order at 12:07pm.

Agenda

- **Introductions.** Attendees introduced themselves.
- **Old Business.**
 - Motion to approve minutes from October 25, 2019 meeting.
 - All sections are required to contribute to the DSBA Law Review. Sooner or later we will be asked to write an article and should be prepared.
- **New Business.**
 - Election of Officers for the 20/21 term will occur at the next meeting. Anyone interested in running should email Devera.
 - Next meeting will focus on CLE planning. Likely end of May or beginning of June.
- **Speaker:** Stephen Daly, Manko Gold – PFAS Update
 - Broad, diverse family of chemicals - ubiquitous
 - Movie and Netflix documentary have increased public awareness
 - Acute Delaware exposure: NCC Airport, DAFB (firefighting foam), and Blades, Sussex County
 - General exposure through food, use and disposal of products, workplace and water
 - Lower concentration in people now than in 2000 – voluntary phase out working
 - Legislation
 - Toxic Substances Control Act – requires manufacturers to notify EPA of new uses
 - No maximum in Safe Drinking Water Act, nor a hazardous substance under CERCLA
 - National Defense Authorization Act increased reporting and monitoring obligations
 - DNREC Guidance updated in 2018 – regulated under HSCA but only 4 PFAS are listed on the screening level table
 - Litigation – Few cases have been filed, but those that have are high profile: class actions, multidistrict litigation, and large corporate suits.
 - Best treatment available is filtration. Technology to treat water supply is being tested, but nothing reliable yet
 - Stephanie Hansen, State Senator, discussed clean water legislation
- **Adjourn.** Meeting was adjourned at 1:05 pm.

Respectfully submitted,

Kayli Spialter

Secretary, DSBA Environmental Section