NOTIFICATION

Addendum

The following communication, dated 9 September 2024, is being circulated at the request of the delegation of the United States of America.

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**Title:** Perfluoroalkyl and Polyfluoroalkyl Substances (PFAS) Data Reporting and Recordkeeping Under the Toxic Substances Control Act (TSCA); Change to Submission Period and Technical Correction

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| **Reason for Addendum:** | |
| [X] | Comment period changed - date: 7 October 2024 |
| [ ] | Notified measure adopted - date: |
| [ ] | Notified measure published - date: |
| [X] | Notified measure enters into force - date: 4 November 2024; This rule is effective 4 November 2024 without further notice. However, if EPA receives adverse comment by 7 October 2024, the Agency will publish a timely withdrawal in the Federal Register informing the public that this direct final rule will not take effect. |
| [ ] | Text of final measure available from[[1]](#footnote-1): |
| [ ] | Notified measure withdrawn or revoked - date:  Relevant symbol if measure re-notified: |
| [ ] | Content or scope of notified measure changed and text available from1:  New deadline for comments (if applicable): |
| [ ] | Interpretive guidance issued and text available from1: |
| [X] | Other:  Direct final rule; change to submission period and technical correction  <https://members.wto.org/crnattachments/2024/TBT/USA/24_05870_00_e.pdf> |

**Description:** The Environmental Protection Agency (EPA or Agency) is taking direct final action to amend the Toxic Substances Control Act ([TSCA](https://www.epa.gov/laws-regulations/summary-toxic-substances-control-act)) regulation with reporting and recordkeeping requirements for perfluoroalkyl and polyfluoroalkyl substances ([PFAS](https://www.epa.gov/pfas)). As promulgated in October 2023, the regulation requires manufacturers (including importers) of PFAS in any year between 2011-2022 to report certain data to EPA related to exposure and environmental and health effects. EPA is making a one-time modification to change the beginning of the data submission period from 12 November 2024, to 11 July 2025, with a corresponding change to the end of the submission period. EPA is also making a technical correction to address an error in the regulatory text. There are no other changes to the reporting and recordkeeping requirements in the existing rule under TSCA.

This rule is effective 4 November 2024 without further notice. However, if EPA receives adverse comment by 7 October 2024, the Agency will publish a timely withdrawal in the Federal Register informing the public that this direct final rule will not take effect.

89 Federal Register (FR) 72336, [40 Code of Federal Regulations (CFR) Part 705](https://www.ecfr.gov/current/title-40/chapter-I/subchapter-R/part-705):

<https://www.govinfo.gov/content/pkg/FR-2024-09-05/html/2024-19931.htm>

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This action and previous actions notified under the symbol [G/TBT/N/USA/1742](https://eping.wto.org/en/Search?documentSymbol=usa%2F1742) are identified by Docket Number EPA-HQ-OPPT-2020-0549. The Docket Folder is available on Regulations.gov at <https://www.regulations.gov/docket/EPA-HQ-OPPT-2020-0549/document> and provides access to primary and supporting documents as well as comments received. Documents are also accessible from [Regulations.gov](http://www.regulations.gov) by searching the Docket Number. Directions for submission of adverse comments by WTO Members and their stakeholders are included in the [revision to the notification](https://www.govinfo.gov/content/pkg/FR-2024-09-05/pdf/2024-19929.pdf), distributed separately.

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1. This information can be provided by including a website address, a pdf attachment, or other information on where the text of the final/modified measure and/or interpretive guidance can be obtained. [↑](#footnote-ref-1)