

As Introduced

**134th General Assembly
Regular Session
2021-2022**

S. B. No. 143

Senator O'Brien

A BILL

To enact section 6109.26 of the Revised Code to
require the Director of Environmental Protection
to adopt a maximum contaminant level for
aluminum in drinking water.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That section 6109.26 of the Revised Code be
enacted to read as follows:

Sec. 6109.26. (A) As used in this section:

(1) "Maximum contaminant level" and "MCL" mean the maximum
permissible level of contaminant in drinking water delivered to
a user of a public water system.

(2) "Aluminum" means any form of aluminum, aluminum ion,
or aluminum compound including, but not limited to, aluminum
hydroxide, aluminum sulfate, and aluminum chloride.

(B) (1) The director of environmental protection shall
adopt rules in accordance with Chapter 119. of the Revised Code
establishing a maximum contaminant level for aluminum in
drinking water of not more than 0.2 milligrams per liter.

(2) When adopting rules under this section, the director

shall consider all of the following: 19

(a) MCLs established by other states; 20

(b) Studies and scientific evidence reviewed by other 21
states; 22

(c) Materials produced by the federal agency for toxic 23
substances and disease registry; 24

(d) Recent independent and government agency peer-reviewed 25
scientific studies. 26

(3) The director shall ensure that rules establishing the 27
MCL under this section are not less stringent than an MCL or 28
health advisory established by the United States Environmental 29
Protection Agency. 30

(C) The director shall annually review rules adopted under 31
this section and shall adopt, amend, or rescind any rules 32
necessary to account for the most recent peer-reviewed 33
scientific studies addressing the effects of aluminum on human 34
health. 35

(D) Division (F) of section 121.95 of the Revised Code 36
does not apply to rules adopted under this section. 37