

3M, Dupont, and Tyco PFAS Settlement: FAQs for Public Water Systems

Overview

What is this settlement and who does it cover?

- This class action lawsuit against 3M, DuPont, and Tyco settles all current and future PFAS liability for impacts to public drinking water systems (PWSs) across the nation. Tyco is pending preliminary approval.
- The settlement covers **all US public water systems**, except if a PWS has opted out of the settlement in order to pursue separate litigation against the defendants. The deadline to opt out has passed.
- Funds from the settlement can be used for testing, planning, sourcing of alternate water, construction of treatment, and ongoing O&M costs.



*To learn more, visit the settlement website: www.pfaswater.com

How will settlement money be allocated to systems?

The approved settlement amounts have been set at **\$10.5-\$12.5 billion** (3M), **\$1.185 billion** (DuPont), and **\$750 million** (Tyco) subject to results from ongoing and future testing to determine the number of PWSs impacted, concentrations of PFAS impacts, and flow rates.



Settlement Allocation

“Phase One” Class Systems

\$6.875B (3M) and **\$651.75M** (DuPont) is allocated to “Phase One” class members: those who detected PFAS in their drinking water system **PRIOR TO** the settlement date of June 22, 2023 (3M) or June 30, 2023 (DuPont).

“Phase Two” Class Systems

\$3.625B (3M) and **\$533.25M** (DuPont) is allocated to “Phase Two” class members: those who detected PFAS in their drinking water system **AFTER** the settlement date of June 22, 2023 (3M) or June 30, 2023 (DuPont).

Tyco Allocations

Tyco’s settlement is solely for PWSs that have detected PFAS in their drinking water sources **PRIOR TO** May 15, 2024.

The **payment schedule** will likely be front loaded with a significant portion of the settlement payments made up front, but the remainder of the payment will be spread out until 2036.

How much will my PWS be allocated?



There are two separate settlement agreements for 3M and DuPont with different allocation ranges. Use the tables to determine your estimated settlement allocations. *Click on the following links to access the tables:* [3M Table](#) [DuPont Table](#)

Funding for “Special Needs”

Separate funding is available for “special needs” that can be applied for on a case-by-case basis. This would be additional compensation for systems that require(d) special measures above and beyond implementing PFAS treatment for a specific source (e.g., wellhead treatment).

For Example:

- PWS purchased supplemental water while a water source was offline due to PFAS contamination
- PWS had to shut down a well and drill a new well
- An existing water source (e.g., lake) was no longer usable due to PFAS contamination

The Supplemental Fund



Seven percent (7%) of the settlement is allocated to a Supplemental Fund: an allowance for systems that may not have detectable PFAS today, but may detect it at a future date. Or, a system may be below current standards, but standards (Federal and/or State MCLs) may be lowered in the future and that system may then exceed those standards. Systems can immediately enter the Supplemental Class at that future date to access funds.

How can a PWS participate in the settlement?

If a PWS wishes to participate in the Settlement (i.e., receive settlement funds for PFAS impacts to their PWS), they must file a Claims Form which can be found at the settlement website: <https://www.pfaswatersettlement.com/>

There are separate settlement agreements for 3M, DuPont, and Tyco with different **deadlines for filing a claims form**, differentiated by phases:

	DuPont	3M	Tyco
“Phase 1” Class Systems	7/12/2024	7/12/2024	60 calendar days after the Effective Date (TBA)*
“Phase 2” Class Systems	6/30/2026	7/31/2026	N/A

*Check settlement website for future announcements of Tyco’s claims form deadlines.

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