AN ACT LIMITING THE USE OF PERFLUOROALKYL OR POLYFLUOROALKYL SUBSTANCES IN CLASS B FIREFIGHTING FOAM.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

Section 1. (NEW) (Effective July 1, 2019) (a) As used in this section:

(1) "Perfluoroalkyl or polyfluoroalkyl substance" means a class of fluorinated organic chemicals containing at least one fully fluorinated carbon atom;

(2) "Class B firefighting foam" means a foam used for the purpose of extinguishing flammable liquid fires; and

(3) "Testing" includes calibration testing, conformance testing and fixed system testing as required by state or municipal law or policy.

(b) On and after July 1, 2020, no person, local government or state agency may use a class B firefighting foam that contains an intentionally added perfluoroalkyl or polyfluoroalkyl substance in any amount (1) for training purposes, or (2) for testing purposes unless the person, local government or state agency has implemented containment, treatment and disposal measures at the testing facility to prevent the release of such foam into the environment.

(c) On or after July 1, 2019, the Department of Public Health shall assist any person, local government or state agency in evaluating and
transitioning to the use of class B firefighting foam that does not contain an intentionally added perfluorooalkyl or polyfluoroalkyl substance.

(d) The provisions of this section may be enforced, within available appropriations, by the Commissioner of Consumer Protection.

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