



General Assembly

**Substitute Bill No. 5910**

January Session, 2019



**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:

- 1 Section 1. (NEW) (*Effective July 1, 2019*) (a) As used in this section:
- 2 (1) "Perfluoroalkyl or polyfluoroalkyl substance" means a class of  
3 fluorinated organic chemicals containing at least one fully fluorinated  
4 carbon atom;
- 5 (2) "Class B firefighting foam" means a foam used for the purpose of  
6 extinguishing flammable liquid fires; and
- 7 (3) "Testing" includes calibration testing, conformance testing and  
8 fixed system testing as required by state or municipal law or policy.
- 9 (b) On and after July 1, 2020, no person, local government or state  
10 agency may use a class B firefighting foam that contains an  
11 intentionally added perfluoroalkyl or polyfluoroalkyl substance in any  
12 amount (1) for training purposes, or (2) for testing purposes unless the  
13 person, local government or state agency has implemented  
14 containment, treatment and disposal measures at the testing facility to  
15 prevent the release of such foam into the environment.
- 16 (c) On or after July 1, 2019, the Department of Public Health shall

17 assist any person, local government or state agency in evaluating and  
18 transitioning to the use of class B firefighting foam that does not  
19 contain an intentionally added perfluoroalkyl or polyfluoroalkyl  
20 substance.

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

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2019</i>	New section

**PH**      *Joint Favorable Subst.*