
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1571 Session of
2023

INTRODUCED BY SCOTT, SANCHEZ, MADDEN, McNEILL, HILL-EVANS,
PIELLI, CEPEDA-FREYTIZ, HARKINS, FLEMING, MAYES, CURRY,
O'MARA, CONKLIN AND GREEN, JULY 18, 2023

REFERRED TO COMMITTEE ON VETERANS AFFAIRS AND EMERGENCY
PREPAREDNESS, JULY 18, 2023

AN ACT

1 Amending Title 35 (Health and Safety) of the Pennsylvania
2 Consolidated Statutes, in Commonwealth services, providing
3 for firefighting protective equipment.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Title 35 of the Pennsylvania Consolidated
7 Statutes is amended by adding a section to read:

8 § 7390. Firefighting protective equipment.

9 (a) Warning labels.--

10 (1) A manufacturer that produces or sells personal
11 protective equipment for firefighting entities in this
12 Commonwealth containing PFAS chemicals shall affix a warning
13 label to the product that indicates that the product contains
14 perfluorooctane (PFOS) or perfluorooctanoic acid (PFOA) and
15 provide a written notice to the purchaser at the time of the
16 sale that includes:

17 (i) A statement that the personal protective

1 equipment contains PFAS chemicals.

2 (ii) The reason that the personal protective
3 equipment contains PFAS chemicals.

4 (2) The manufacturer and purchaser of the personal
5 protective equipment containing perfluorooctane (PFOS) or
6 perfluorooctanoic acid (PFOA) shall retain the written notice
7 under this section on file for at least three years from the
8 date of purchase.

9 (b) Enforcement.--The Office of the State Fire Commissioner
10 shall enforce the provisions of this section.

11 (c) Violations.--

12 (1) A manufacturer or person shall be subject to a civil
13 penalty not to exceed \$5,000 for a first violation and
14 \$10,000 for each subsequent violation.

15 (2) Money collected under paragraph (1) shall be
16 transferred to the department for the Fire Company Grant
17 Program and the Emergency Medical Services Grant Program.

18 (d) Definitions.--As used in this section, the following
19 words and phrases shall have the meanings given to them in this
20 subsection unless the context clearly indicates otherwise:

21 "Firefighting entity." An entity that engages in fire
22 prevention, firefighting or fire control activities in this
23 Commonwealth. The term shall include municipal fire departments
24 and volunteer fire companies.

25 "Manufacturer." A person that manufactures, imports or
26 distributes domestically personal protective equipment for a
27 firefighting entity.

28 "Personal protective equipment." Items designed, intended or
29 marketed to be worn by firefighting entity personnel in the
30 performance of fire and rescue activities, including jackets,

1 pants, shoes, gloves, helmets and respiratory equipment.

2 "PFAS chemical." A fluorinated organic chemical that
3 contains at least one fully fluorinated carbon atom and is
4 designed to be fully functional in formulations of class B
5 firefighting foam.

6 Section 2. This act shall take effect immediately.