

SENATE No. 1576

The Commonwealth of Massachusetts

PRESENTED BY:

Diana DiZoglio

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to the reduction of certain toxic chemicals in firefighter personal protective equipment.

PETITION OF:

| NAME: | DISTRICT/ADDRESS: | |
|--|---|------------------|
| <i>Diana DiZoglio</i> | <i>First Essex</i> | |
| <i>Professional Fire Fighters of Massachusetts</i> | <i>2 Center Plz #4m, Boston, MA 02108</i> | |
| <i>Clean Water Action</i> | <i>88 Broad St, Boston, MA 02110</i> | |
| <i>Jack Patrick Lewis</i> | <i>7th Middlesex</i> | <i>2/24/2021</i> |
| <i>Angelo J. Puppolo, Jr.</i> | <i>12th Hampden</i> | <i>2/24/2021</i> |
| <i>Susan L. Moran</i> | <i>Plymouth and Barnstable</i> | <i>2/25/2021</i> |
| <i>Michael D. Brady</i> | <i>Second Plymouth and Bristol</i> | <i>2/26/2021</i> |
| <i>Carol A. Doherty</i> | <i>3rd Bristol</i> | <i>2/26/2021</i> |
| <i>John F. Keenan</i> | <i>Norfolk and Plymouth</i> | <i>3/2/2021</i> |
| <i>Walter F. Timilty</i> | <i>Norfolk, Bristol and Plymouth</i> | <i>3/8/2021</i> |
| <i>David Henry Argosky LeBoeuf</i> | <i>17th Worcester</i> | <i>3/10/2021</i> |
| <i>Hannah Kane</i> | <i>11th Worcester</i> | <i>3/16/2021</i> |
| <i>Joanne M. Comerford</i> | <i>Hampshire, Franklin and Worcester</i> | <i>3/18/2021</i> |
| <i>Erika Uytterhoeven</i> | <i>27th Middlesex</i> | <i>3/29/2021</i> |
| <i>Adam J. Scanlon</i> | <i>14th Bristol</i> | <i>3/30/2021</i> |
| <i>Maria Duaiame Robinson</i> | <i>6th Middlesex</i> | <i>4/1/2021</i> |

| | | |
|-------------------------|--------------------------------|------------------|
| <i>Michael O. Moore</i> | <i>Second Worcester</i> | <i>4/6/2021</i> |
| <i>John Cronin</i> | <i>Worcester and Middlesex</i> | <i>4/9/2021</i> |
| <i>Paul R. Feeney</i> | <i>Bristol and Norfolk</i> | <i>4/12/2021</i> |

SENATE No. 1576

By Ms. DiZoglio, a petition (accompanied by bill, Senate, No. 1576) of Diana DiZoglio, Professional Fire Fighters of Massachusetts, Clean Water Action, Jack Patrick Lewis and other members of the General Court for legislation to reduce certain toxic chemicals in firefighter personal protective equipment. Public Safety and Homeland Security.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Second General Court
(2021-2022)**

An Act relative to the reduction of certain toxic chemicals in firefighter personal protective equipment.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Chapter 111 of the General Laws is hereby amended by adding the
2 following section:-

3 Section 237. (a) The following terms shall have the following meanings, unless the
4 context clearly requires otherwise:-

5 “Firefighting personal protective equipment” means any clothing designed, intended, or
6 marketed to be worn by firefighting personnel in the performance of their duties, designed with
7 the intent for the use in fire and rescue activities, including jackets, pants, shoes, gloves, helmets,
8 and respiratory equipment.

9 “Local governments” includes any county, city, town, fire district, regional fire protection
10 authority, or special purpose district that provides firefighting services.

11 “Manufacturer” includes any person, firm, association, partnership, corporation,
12 organization, joint venue, importer, or domestic distributor of firefighting agents or firefighting
13 equipment. For the purposes of this definition, “importer” means the owner of the product.

14 “Perfluoroalkyl and polyfluoroalkyl substances” or “PFAS chemicals” means, for the
15 purposes of firefighting agents and firefighting equipment, a class of fluorinated organic
16 chemicals containing at least one fully fluorinated carbon atom.

17 (b) A manufacturer or other person that sells firefighting personal protective equipment
18 containing PFAS chemicals to any person, local government, or state agency shall provide
19 written notice to the purchaser at the time of sale which shall state: (i) that the firefighting
20 personal protective equipment contains PFAS chemicals; and (ii) the reason PFAS chemicals are
21 added to the equipment.

22 The manufacturer or other person selling firefighting personal protective equipment and
23 the purchaser of the equipment shall retain a copy of the notice required pursuant to this
24 subsection on file for at least 3 years from the date of the purchase. Upon the request of the
25 department, a person, manufacturer, or purchaser shall furnish the notice, or written copies, and
26 associated sales documentation to the department within 60 days of such request.

27 SECTION 2. Section 237 of chapter 111 of the General Laws, as added by section 1, is
28 hereby amended by striking out subsection (b) and inserting in place thereof the following
29 subsection:-

30 (b) A manufacturer or other person that sells firefighting personal protective equipment to
31 any person, local government, or state agency shall not manufacture, knowingly sell, offer for

32 sale, distribute for sale, or distribute for use in the commonwealth any firefighting personal
33 protective equipment containing intentionally added PFAS chemicals.

34 SECTION 3. Section 1 shall take effect on January 1, 2023.

35 SECTION 4. Section 2 shall take effect on January 1, 2025.