
DIGEST

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HB 389 Reengrossed

2021 Regular Session

Horton

Abstract: Prohibits the use of Class B fire fighting foam that contains certain fluorinated organic chemicals except in certain circumstances after Jan. 1, 2022.

Proposed law defines the following terms: Class B fire fighting foam, person, PFAS chemicals, and testing.

Proposed law prohibits the discharge of Class B fire fighting foam that contains intentionally added PFAS chemicals unless discharged or used during fire prevention or in response to an emergency fire fighting operation.

Proposed law shall not be construed to restrict the manufacture, sale, or distribution of such Class B fire fighting foam or restrict the discharge or use of such foam in response to an emergency fire fighting operation.

Proposed law shall not be construed to prevent the use of nonfluorinated foams, including other Class B fire fighting foams, to train or test for fire fighting operations at a facility with containment, treatment, and disposal measures to prevent the uncontrolled release of Class B foam into the environment.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Adds R.S. 40:1615)

Summary of Amendments Adopted by House

The House Floor Amendments to the engrossed bill:

1. Remove an exception allowing discharge of Class B fire fighting foam if used in training or testing at a facility with containment, treatment, and disposal measures which prevent the uncontrolled release of the foam into the environment.
2. Add to the provision stating that nonfluorinated foam, including other Class B fire fighting foam, is allowed to be used in training or testing to include that such testing is allowed when at a facility with containment, treatment, and disposal measures which prevent the uncontrolled release of the foam into the environment.