

HOUSE No. 2339

The Commonwealth of Massachusetts

PRESENTED BY:

James K. Hawkins

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:	DATE ADDED:
<i>James K. Hawkins</i>	<i>2nd Bristol</i>	<i>1/18/2023</i>
<i>Paul Jacques, Professional Fire Fighters of Massachusetts</i>	<i>2 Center Plaza, Suite 4M, Boston, MA.</i>	<i>1/18/2023</i>
<i>Craig Hardy, Professional Fire Fighters of Massachusetts</i>	<i>2 Center Plaza, Suite 4M, Boston, MA.</i>	<i>1/18/2023</i>
<i>Rich MacKinnon, Professional Fire Fighters of Massachusetts</i>	<i>2 Center Plaza, Suite 4m, Boston, MA.</i>	<i>1/18/2023</i>
<i>Vanna Howard</i>	<i>17th Middlesex</i>	<i>1/27/2023</i>
<i>Steven Ultrino</i>	<i>33rd Middlesex</i>	<i>1/27/2023</i>
<i>Susannah M. Whipps</i>	<i>2nd Franklin</i>	<i>1/27/2023</i>
<i>Angelo J. Puppolo, Jr.</i>	<i>12th Hampden</i>	<i>1/27/2023</i>
<i>Jessica Ann Giannino</i>	<i>16th Suffolk</i>	<i>1/27/2023</i>
<i>Josh S. Cutler</i>	<i>6th Plymouth</i>	<i>1/27/2023</i>
<i>Steven George Xiarhos</i>	<i>5th Barnstable</i>	<i>1/28/2023</i>
<i>Carol A. Doherty</i>	<i>3rd Bristol</i>	<i>1/29/2023</i>
<i>Brian W. Murray</i>	<i>10th Worcester</i>	<i>1/29/2023</i>
<i>Steven S. Howitt</i>	<i>4th Bristol</i>	<i>1/30/2023</i>

<i>Gerard J. Cassidy</i>	<i>9th Plymouth</i>	<i>1/30/2023</i>
<i>Ryan M. Hamilton</i>	<i>15th Essex</i>	<i>1/30/2023</i>
<i>William C. Galvin</i>	<i>6th Norfolk</i>	<i>1/31/2023</i>
<i>Erika Uyterhoeven</i>	<i>27th Middlesex</i>	<i>2/1/2023</i>
<i>Rodney M. Elliott</i>	<i>16th Middlesex</i>	<i>2/2/2023</i>
<i>Paul McMurtry</i>	<i>11th Norfolk</i>	<i>2/2/2023</i>
<i>Tackey Chan</i>	<i>2nd Norfolk</i>	<i>2/2/2023</i>
<i>Christine P. Barber</i>	<i>34th Middlesex</i>	<i>2/2/2023</i>
<i>Jon Santiago</i>	<i>9th Suffolk</i>	<i>2/6/2023</i>
<i>Adrian C. Madaro</i>	<i>1st Suffolk</i>	<i>2/6/2023</i>
<i>Michelle M. DuBois</i>	<i>10th Plymouth</i>	<i>2/7/2023</i>
<i>Marc R. Pacheco</i>	<i>Third Bristol and Plymouth</i>	<i>2/8/2023</i>
<i>Colleen M. Garry</i>	<i>36th Middlesex</i>	<i>2/9/2023</i>
<i>Margaret R. Scarsdale</i>	<i>1st Middlesex</i>	<i>2/9/2023</i>
<i>Alyson M. Sullivan-Almeida</i>	<i>7th Plymouth</i>	<i>2/9/2023</i>
<i>Priscila S. Sousa</i>	<i>6th Middlesex</i>	<i>2/14/2023</i>
<i>Daniel Cahill</i>	<i>10th Essex</i>	<i>2/17/2023</i>
<i>Jonathan D. Zlotnik</i>	<i>2nd Worcester</i>	<i>3/1/2023</i>
<i>Paul R. Feeney</i>	<i>Bristol and Norfolk</i>	<i>3/2/2023</i>
<i>Jack Patrick Lewis</i>	<i>7th Middlesex</i>	<i>3/14/2023</i>
<i>Christopher Richard Flanagan</i>	<i>1st Barnstable</i>	<i>3/14/2023</i>
<i>Tommy Vitolo</i>	<i>15th Norfolk</i>	<i>3/15/2023</i>
<i>Joan B. Lovely</i>	<i>Second Essex</i>	<i>4/12/2023</i>
<i>David T. Vieira</i>	<i>3rd Barnstable</i>	<i>6/7/2023</i>
<i>John H. Rogers</i>	<i>12th Norfolk</i>	<i>7/17/2023</i>
<i>Michael D. Brady</i>	<i>Second Plymouth and Norfolk</i>	<i>7/24/2023</i>
<i>James C. Arena-DeRosa</i>	<i>8th Middlesex</i>	<i>7/27/2023</i>
<i>Chynah Tyler</i>	<i>7th Suffolk</i>	<i>9/13/2023</i>
<i>Andres X. Vargas</i>	<i>3rd Essex</i>	<i>9/22/2023</i>

HOUSE No. 2339

By Representative Hawkins of Attleboro, a petition (accompanied by bill, House, No. 2339) of James K. Hawkins and others relative to the reduction of certain toxic chemicals in firefighter personal protective equipment. Public Safety and Homeland Security.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 2475 OF 2021-2022.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Third General Court
(2023-2024)**

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 venture, 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” mean, 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, 2025.

35 SECTION 4. Section 2 shall take effect on January 1, 2027.