

**House Study Bill 553 - Introduced**

HOUSE FILE \_\_\_\_\_

BY (PROPOSED COMMITTEE ON  
STATE GOVERNMENT BILL BY  
CHAIRPERSON KAUFMANN)

**A BILL FOR**

1 An Act relating to the use of fire fighting foam containing  
2 certain substances, making penalties applicable, and  
3 including effective date provisions.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. 455F.12 Fire fighting foam —  
2 perfluoroalkyl or polyfluoroalkyl substances prohibited —  
3 exceptions.

4 1. For purposes of this section, unless the context  
5 otherwise requires:

6 a. "*Class B fire fighting foam*" means foam designed to  
7 extinguish flammable-liquid fires.

8 b. "*Perfluoroalkyl substance*" or "*polyfluoroalkyl substance*"  
9 means a class of fluorinated organic chemicals that contain  
10 at least one fully fluorinated carbon atom and that are  
11 designed to be fully functional in class B fire fighting foam  
12 formulations.

13 c. "*Testing*" means calibration testing, conformance testing,  
14 or fixed system testing.

15 2. Except as otherwise provided, a person shall not use a  
16 class B fire fighting foam that contains an intentionally added  
17 perfluoroalkyl substance or polyfluoroalkyl substance.

18 3. Subsection 2 does not apply under any of the following  
19 circumstances:

20 a. The use occurs in fire prevention or in response to an  
21 emergency fire fighting operation.

22 b. The use is for training or testing purposes and occurs  
23 at a facility that has implemented appropriate containment,  
24 treatment, and disposal measures to prevent the release of such  
25 class B fire fighting foam into the environment.

26 4. This section shall not be construed to restrict or  
27 prevent the manufacture, sale, or distribution of class  
28 B fire fighting foam that contains an intentionally added  
29 perfluoroalkyl substance or polyfluoroalkyl substance.

30 Sec. 2. EFFECTIVE DATE. This Act takes effect January 1,  
31 2021.

32 EXPLANATION

33 The inclusion of this explanation does not constitute agreement with  
34 the explanation's substance by the members of the general assembly.

35 This bill relates to the use of class B fire fighting

1 foam containing perfluoroalkyl substances or polyfluoroalkyl  
2 substances.

3     The bill prohibits a person from using a class B fire  
4 fighting foam that contains a perfluoroalkyl substance or a  
5 polyfluoroalkyl substance that was intentionally added. The  
6 bill creates exceptions for use that occurs in response to an  
7 emergency fire fighting operation or as part of training or  
8 testing under certain conditions. The bill does not restrict  
9 or prevent the manufacture, sale, or distribution of a class  
10 B fire fighting foam that contains an intentionally added  
11 perfluoroalkyl substance or polyfluoroalkyl substance.

12     By operation of law, a violation of the bill is a simple  
13 misdemeanor. A simple misdemeanor is punishable by confinement  
14 for no more than 30 days or a fine of at least \$65 but not more  
15 than \$625 or by both.

16     The bill takes effect January 1, 2021.