

**As Passed by the Senate**

**134th General Assembly**

**Regular Session**

**2021-2022**

**H. B. No. 158**

**Representatives Baldrige, Plummer**

**Cosponsors: Representatives Seitz, Smith, K., Ghanbari, Ray, Miller, J., Riedel, Abrams, Carruthers, Troy, Gross, Johnson, White, LaRe, Young, T., Jones, Bird, Carfagna, Cross, Crossman, Cutrona, Edwards, Galonski, Ginter, Hall, Hicks-Hudson, Hillyer, Hoops, Householder, Jarrells, Kelly, Kick, Koehler, Lampton, Lanese, Leland, Lepore-Hagan, Lightbody, Liston, Manning, Miranda, O'Brien, Patton, Pavliga, Russo, Sheehy, Skindell, Smith, M., Sobecki, Weinstein, West**

**Senators Antonio, Blessing, Brenner, Cirino, Craig, Dolan, Fedor, Gavarone, Hackett, Hoagland, Johnson, Lang, Maharath, McColley, O'Brien, Peterson, Reineke, Romanchuk, Rulli, Schaffer, Thomas, Wilson, Yuko**

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**A BILL**

To enact section 3737.52 of the Revised Code to 1  
prohibit the use of class B firefighting foam 2  
containing intentionally added PFAS chemicals 3  
for testing and training purposes. 4

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:**

**Section 1.** That section 3737.52 of the Revised Code be 5  
enacted to read as follows: 6

**Sec. 3737.52.** (A) As used in this section: 7

(1) "Class B firefighting foam" means a foam that is 8  
designed to extinguish a fire caused by flammable liquid. 9

(2) "PFAS chemicals" means a class of fluorinated organic 10  
chemicals containing at least one fully fluorinated carbon atom, 11

including perfluoroalkyl and polyfluoroalkyl substances, that 12  
are designed to be fully functional in class B firefighting foam 13  
formulations. 14

(3) "Testing" includes calibration testing, conformance 15  
testing, and fixed system testing. 16

(B) No person shall use a class B firefighting foam 17  
containing intentionally added PFAS chemicals for training 18  
purposes. 19

(C) (1) Except as provided in division (C) (2) of this 20  
section, no person shall use a class B firefighting foam 21  
containing intentionally added PFAS chemicals for testing 22  
purposes. 23

(2) A person may use a class B firefighting foam 24  
containing intentionally added PFAS chemicals for testing 25  
purposes if required by law, regulation, or ordinance and the 26  
testing facility has implemented appropriate containment, 27  
treatment, and disposal measures to prevent releases of the 28  
class B firefighting foam into the environment. 29

(D) Nothing in this section restricts either of the 30  
following: 31

(1) The manufacture, sale, or distribution of class B 32  
firefighting foam containing intentionally added PFAS chemicals. 33

(2) The use of class B firefighting foam containing 34  
intentionally added PFAS chemicals in emergency firefighting or 35  
fire prevention operations. 36

(E) For purposes of using foam during firefighting 37  
operations training, a person may use a training foam that does 38  
not contain intentionally added PFAS chemicals. 39