

**As Introduced**

**136th General Assembly**

**Regular Session**

**2025-2026**

**H. B. No. 272**

**Representatives Pizzulli, Robb Blasdel**

**Cosponsors: Representatives Demetriou, Gross, Salvo, Jones, Ferguson, Deeter,  
Newman**

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To amend sections 3704.99 and 6109.20 and to enact  
sections 3704.21, 3715.591, 3745.61, 3745.62,  
3745.63, 3745.64, 3745.65, 3745.66, and 3745.67  
of the Revised Code to prohibit the use of  
certain food dyes and additives, the release of  
substances into the atmosphere for certain  
purposes, and intentionally added PFAS in  
various products, to revise the law governing  
fluoride, and to name this act the Protecting  
Utility and Resources for Enhanced Living,  
Improved Food, and Environment Act.

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

**Section 1.** That sections 3704.99 and 6109.20 be amended  
and sections 3704.21, 3715.591, 3745.61, 3745.62, 3745.63,  
3745.64, 3745.65, 3745.66, and 3745.67 of the Revised Code be  
enacted to read as follows:

**Sec. 3704.21.** No person shall purposely inject, release,  
or disperse, by any means, chemicals, chemical compounds,  
substances, or apparatus within the borders of this state into  
the atmosphere with the express purpose of affecting

temperature, weather, or the intensity of the sunlight. 20

**Sec. 3704.99.** (A) Whoever recklessly violates division 21  
(A), (B), (C), (D), (E), (F), (G), or (I) of section 3704.05 or 22  
division (B) (5) of section 3704.16 of the Revised Code shall be 23  
fined not more than twenty-five thousand dollars or imprisoned 24  
not more than one year, or both, for each violation. Each day 25  
the violation continues after a conviction for a violation is a 26  
separate offense. 27

(B) Whoever knowingly violates division (H), (J), or (K) 28  
of section 3704.05 of the Revised Code shall be fined not more 29  
than ten thousand dollars for each day of each such violation. 30

(C) Whoever violates section 3704.15 of the Revised Code 31  
is guilty of a misdemeanor of the first degree. 32

(D) Whoever violates division (B) (2) or knowingly violates 33  
division (C) (1) of section 3704.16 of the Revised Code is guilty 34  
of a minor misdemeanor. 35

(E) Whoever violates division (B) (1) or (3) or knowingly 36  
violates division (C) (2) or (3) of section 3704.16 of the 37  
Revised Code shall be fined not less than five hundred nor more 38  
than twenty-five hundred dollars for each day of each violation. 39

(F) Whoever recklessly violates division (B) (4) of section 40  
3704.16 of the Revised Code shall be fined not more than twenty- 41  
five thousand dollars or imprisoned not more than one year, or 42  
both, for each violation. Each day the violation continues after 43  
a conviction for a violation is a separate offense. 44

(G) The sentencing court, in addition to the penalty 45  
provided in divisions (D), (E), and (F) of this section, shall 46  
order the offender to restore within thirty days any emission 47  
control system that was tampered with in connection with the 48

violation or to provide proof that the motor vehicle whose  
emission control system was tampered with has been dismantled or  
destroyed. The court may extend that deadline for good cause  
shown. If the offender does not take the corrective action  
ordered under this division, each day that the violation  
continues is a separate offense. Violation of a court order  
entered under this division is punishable as contempt under  
Chapter 2705. of the Revised Code.

(H) Whoever violates section 3704.21 of the Revised Code  
is guilty of a misdemeanor of the fourth degree and,  
notwithstanding section 2929.28 of the Revised Code, shall be  
fined ten thousand dollars for each violation. Each day of  
violation constitutes a separate offense.

**Sec. 3715.591.** Food is adulterated within the meaning of  
this chapter if any of the following apply:

(A) It bears or contains any of the following:

(1) Titanium dioxide;

(2) Brominated vegetable oil;

(3) Potassium bromate;

(4) Propylparaben;

(5) Azodicarbonamide;

(6) Butylated hydroxytoluene (BHT);

(7) Butylated hydroxyanisole.

(B) It bears or contains any of the following food dyes:

(1) Red dye 3 or erythrosine;

(2) Red dye 40;

|                                                                        |     |
|------------------------------------------------------------------------|-----|
| <u>(3) Yellow dye 5 or tartrazine;</u>                                 | 75  |
| <u>(4) Yellow dye 6 or sunset yellow;</u>                              | 76  |
| <u>(5) Blue dye 1;</u>                                                 | 77  |
| <u>(6) Blue dye 2 or indigotine or indigo carmine;</u>                 | 78  |
| <u>(7) Green dye 3.</u>                                                | 79  |
| <b><u>Sec. 3745.61.</u></b> As used in sections 3745.61 to 3745.67 of  | 80  |
| <u>the Revised Code:</u>                                               | 81  |
| <u>(A) "Carpet or rug" means a fabric marketed or intended</u>         | 82  |
| <u>for use as a floor covering.</u>                                    | 83  |
| <u>(B) "Chemical" means a substance with a distinct molecular</u>      | 84  |
| <u>composition or a group of structurally related substances and</u>   | 85  |
| <u>includes the substances that form through breakdown,</u>            | 86  |
| <u>decomposition, degradation, or metabolism of the substance.</u>     | 87  |
| <u>(C) "Cleaning product" means a finished product used for</u>        | 88  |
| <u>general cleaning purposes, including any of the following:</u>      | 89  |
| <u>(1) A polish or floor maintenance product;</u>                      | 90  |
| <u>(2) An air care product labeled for the intended use of</u>         | 91  |
| <u>enhancing or conditioning the indoor environment by eliminating</u> | 92  |
| <u>unpleasant odors or freshening the air;</u>                         | 93  |
| <u>(3) An automotive maintenance product labeled for the</u>           | 94  |
| <u>intended use of maintaining the appearance of a motor vehicle.</u>  | 95  |
| <u>"Cleaning product" does not include automotive paint or</u>         | 96  |
| <u>paint repair products.</u>                                          | 97  |
| <u>(D) "Consumer product" means tangible personal property</u>         | 98  |
| <u>that is distributed in commerce and normally used for personal,</u> | 99  |
| <u>family, or household use, including product categories that are</u> | 100 |

normally used in households but designed for or sold to 101  
businesses, such as commercial carpet or floor waxes. 102

(E) "Cookware" means durable houseware items intended for 103  
direct food contact and used to prepare, dispense, or store 104  
food, foodstuffs, or beverages; 105

(F) "Cosmetic" means a product or product component, other 106  
than soap, intended to be applied to the human body for 107  
cleansing, beautifying, or promoting attractiveness. 108

(G) "Currently unavoidable use" means a use of PFAS that 109  
the director of environmental protection has determined by rule 110  
to be essential for health, safety, or the functioning of 111  
society, and for which alternatives are not reasonably 112  
available. 113

(H) "Fabric treatment" means a substance applied to fabric 114  
for stain, grease, or water resistance, or flame retardance. 115

(I) "Feminine hygiene product" means a disposable or 116  
reusable product to collect menstruation and vaginal discharge, 117  
including tampons, pads, sponges, menstruation underwear, discs, 118  
applicators, and menstruation cups. 119

(J) "Firefighting foam" means an aqueous film-forming foam 120  
containing an intentionally added PFAS. 121

(K) "Food packaging" means a container, unit package, 122  
intermediate package, or shipping container applied to or 123  
providing a means to market, protect, handle, deliver, serve, 124  
contain, or store a food or beverage, including an individually 125  
assembled part of a food package. 126

(L) "Intentionally added" means a PFAS deliberately added 127  
or used during the manufacture of a product in which the 128

continued presence, at any level or concentration, of the PFAS 129  
is desired or expected in the final product or one of the 130  
product's components. 131

(M) "Juvenile product" means a product designed or 132  
marketed for use by children under twelve years of age, 133  
including children's car seats, clothes, and toys, but does not 134  
include an electronic product, including: 135

(1) Personal computers and any associated equipment; 136

(2) Audio and video equipment; 137

(3) Calculators; 138

(4) Wireless phones; 139

(5) Gaming consoles; 140

(6) Handheld devices incorporating a video screen and any 141  
associated peripheral device such as a mouse, keyboard, power 142  
supply unit, or power cord. 143

(N) "Manufacturer" means: 144

(1) A person, firm, association, partnership, corporation, 145  
organization, combination, or a joint venture that creates, 146  
produces, or assembles a product or whose brand name is affixed 147  
to a product; 148

(2) In the case of a product imported into the United 149  
States, an importer or first domestic distributor of the 150  
product, provided that the entity or person that created, 151  
produced, or assembled the product or whose brand name is 152  
affixed to the product does not have an office or employees in 153  
the United States. 154

(O) "Medical device" means an instrument, apparatus, 155

implement, machine, implant, in vitro reagent, or other similar 156  
or related device, including any component or accessory, that is 157  
a product regulated as a drug or medical device by the United 158  
State food and drug administration under the "Federal Food, 159  
Drug, and Cosmetic Act," 21 U.S.C. 301, et seq., and that 160  
satisfies any of the following: 161

(1) It is recognized in an official compendium. 162

(2) It is intended for use in the diagnosis of disease or 163  
other conditions or in the cure, mitigation, treatment, or 164  
prevention of disease in a human or animal. 165

(3) It is intended to affect the structure or function of 166  
the body of a human or an animal, does not achieve its principal 167  
intended purposes through chemical action within or on the body 168  
of a human or animal, and does not depend on being metabolized 169  
for achievement of its principal intended purpose. 170

(P) "Official compendium" means a comprehensive, 171  
authoritative listing of recognized medical devices, including 172  
listings published by a federal regulatory body, that detail 173  
specifications standards and accepted uses of medical devices. 174

(Q) "PFAS" has the same meaning as "per- and 175  
polyfluoroalkyl substances or PFAS" in 40 C.F.R. 705.3. 176

(R) "Product" means an item created, produced, assembled, 177  
packaged, or otherwise prepared for sale to consumers, including 178  
a product component sold or distributed for personal, 179  
residential, commercial, or industrial use, including for use in 180  
making another product. 181

(S) "Sell" and "sale" includes offering for sale, 182  
distributing, or distributing for sale directly or indirectly or 183  
through intermediaries. 184

(T) "Ski wax" means a lubricant applied to the bottom of a snow runner, including a ski or snowboard, to improve grip or glide properties, and includes associated tuning products.

(U) "Textile" means an item made in whole or in part from a natural or synthetic fiber, yarn, or fabric, including leather, cotton, silk, jute, hemp, wool, viscose, nylon, or polyester.

(V) "Textile furnishings" means a textile product made in whole or part from a natural or synthetic fiber, yarn, or fabric that is used as furniture or a decorative accessory.

(W) "Upholstered furniture" means furniture that is wholly or partially stuffed with a filling material.

**Sec. 3745.62.** Sections 3745.63 and 3745.64 of the Revised Code do not apply to any of the following:

(A) A product for which federal law governs the presence of PFAS in the product in a manner that preempts state authority.

(B) Used products offered for sale or resale.

(C) Medical devices or drugs, and the packaging of the medical devices or drugs, that are regulated by the United States food and drug administration, including prosthetic and orthotic devices.

(D) Cooling, heating, ventilation, air conditioning, or refrigeration equipment that contains intentionally added PFAS or refrigerants listed as acceptable, subject to use conditions, or subject to narrow use limits by the United States environmental protection agency pursuant to the significant new alternatives policy program, 40 C.F.R. 82, subpart G, provided

the equipment is for sale for the authorized use specified under 213  
that program. 214

(E) A veterinary product and its packaging intended for 215  
use in or on animals, including diagnostic equipment or test 216  
kits, and the veterinary product's components and any product 217  
that is a veterinary medical device, drug, biologic, or 218  
parasiticide, or any product that is otherwise used in a 219  
veterinary medical setting or in veterinary medical applications 220  
that are regulated by or under the jurisdiction of any of the 221  
following: 222

(1) The United States food and drug administration; 223

(2) The United States department of agriculture pursuant 224  
to the federal "Virus-Serum-Toxin Act," 21 U.S.C. 151, et seq.; 225

(3) The United States environmental protection agency 226  
pursuant to the "Federal Insecticide, Fungicide, and Rodenticide 227  
Act," 7 U.S.C. 136, et seq., except that any such products 228  
approved by the United States environmental protection agency 229  
pursuant to that law for aerial and land application are not 230  
exempt. 231

(F) A product developed or manufactured for the purpose of 232  
public health or environmental or water quality testing. 233

(G) A motor vehicle or motor vehicle equipment regulated 234  
under a federal motor vehicle safety standard, as defined in 49 235  
U.S.C. 30102, except that the exemption does not apply to any 236  
textile article or refrigerant that is included in or as a 237  
component part of such products. 238

(H) Any other motor vehicle, including an off-highway 239  
vehicle or specialty motor vehicle, such as an all-terrain 240  
vehicle, a side-by-side vehicle, farm equipment, or a personal 241

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|-------------------------------------------------------------------------|-----|
| <u>assistive mobility device.</u>                                       | 242 |
| <u>(I) A watercraft, aircraft, lighter-than-air aircraft, or</u>        | 243 |
| <u>seaplane.</u>                                                        | 244 |
| <u>(J) A semiconductor, including semiconductors incorporated</u>       | 245 |
| <u>in electric equipment, and materials used in the manufacture of</u>  | 246 |
| <u>semiconductors.</u>                                                  | 247 |
| <u>(K) Non-consumer electronic and non-consumer laboratory</u>          | 248 |
| <u>equipment not ordinarily used for personal, family, or household</u> | 249 |
| <u>purposes.</u>                                                        | 250 |
| <u>(L) A product that contains intentionally added PFAS with</u>        | 251 |
| <u>uses that are currently listed as acceptable, acceptable subject</u> | 252 |
| <u>to use conditions, or acceptable subject to narrowed use limits</u>  | 253 |
| <u>in the United States environmental protection agency's</u>           | 254 |
| <u>regulations under the significant new alternatives policy</u>        | 255 |
| <u>program, 40 C.F.R. 82, provided that the product contains PFAS</u>   | 256 |
| <u>that are being used as substitutes for ozone-depleting</u>           | 257 |
| <u>substances under the conditions specified in the regulations.</u>    | 258 |
| <u>(M) A product used for the generation, distribution, or</u>          | 259 |
| <u>storage of electricity.</u>                                          | 260 |
| <u>(N) Equipment directly used in the manufacture or</u>                | 261 |
| <u>development of the products described in divisions (A) to (M) of</u> | 262 |
| <u>this section.</u>                                                    | 263 |
| <u>(O) A product for which the director of environmental</u>            | 264 |
| <u>protection has adopted a rule providing that the use of the PFAS</u> | 265 |
| <u>in that product is a currently unavoidable use.</u>                  | 266 |
| <u>(P) A product that contains fluoropolymers consisting of</u>         | 267 |
| <u>polymeric substances for which the backbone of the polymer is</u>    | 268 |
| <u>either a per- or polyfluorinated carbon-only backbone or a</u>       | 269 |

perfluorinated polyether backbone that is a solid at standard 270  
temperature and pressure. 271

Sec. 3745.63. (A) Beginning January 1, 2027, no 272  
manufacturer shall sell the following products if that product 273  
contains an intentionally added PFAS: 274

(1) Cookware; 275

(2) Food packaging; 276

(3) Dental floss; 277

(4) Juvenile products; 278

(5) Firefighting foam. 279

(B) Beginning January 1, 2028, no manufacturer shall sell 280  
the following products if that product contains an intentionally 281  
added PFAS: 282

(1) Carpets or rugs; 283

(2) Cleaning products; 284

(3) Cosmetics; 285

(4) Fabric treatments; 286

(5) Feminine hygiene products; 287

(6) Textiles; 288

(7) Textile furnishings; 289

(8) Ski wax; 290

(9) Upholstered furniture. 291

(C) Beginning January 1, 2032, no manufacturer shall sell 292  
a product containing an intentionally added PFAS unless the 293

director of environmental protection has adopted a rule in 294  
accordance with Chapter 119. of the Revised Code providing that 295  
the use of PFAS in that product is a currently unavoidable use. 296

(D) Until January 1, 2032, the director may adopt rules in 297  
accordance with Chapter 119. of the Revised Code to prohibit a 298  
manufacturer from selling a consumer product not listed in 299  
division (A) or (B) of this section that contains an 300  
intentionally added PFAS. The director shall adopt such rules 301  
upon a finding of fact that prohibiting the sale of the consumer 302  
product is necessary to protect human health or the environment. 303  
In adopting rules under this division, the director shall do 304  
both of the following: 305

(1) Establish an effective date for each such prohibition 306  
that is not less than six months after the adoption of the final 307  
rule establishing the prohibition. No such effective date shall 308  
be earlier than January 1, 2027. 309

(2) Prioritize prohibitions of consumer products 310  
containing intentionally added PFAS that are most likely to harm 311  
humans or contaminate the environment. 312

(E) This section does not apply to a pesticide regulated 313  
by or under the jurisdiction of the "Federal Insecticide, 314  
Fungicide, and Rodenticide Act," 7 U.S.C. 136, et seq. 315

**Sec. 3745.64.** (A) The director of environmental protection 316  
shall adopt rules in accordance with Chapter 119. of the Revised 317  
Code that require a manufacturer to submit the following 318  
information to the director for a product that contains an 319  
intentionally added PFAS: 320

(1) A brief description of the product, including a 321  
universal product code, stock keeping unit, or other numeric 322

|                                                                         |     |
|-------------------------------------------------------------------------|-----|
| <u>code assigned to the product;</u>                                    | 323 |
| <u>(2) The purpose for which the PFAS is used in the product;</u>       | 324 |
| <u>(3) The amount of each PFAS in the product, identified by</u>        | 325 |
| <u>its chemical abstracts service registry number and reported as</u>   | 326 |
| <u>an exact quantity determined using commercially available</u>        | 327 |
| <u>analytical methods, or reported as falling within a range</u>        | 328 |
| <u>approved for reporting purposes by the director;</u>                 | 329 |
| <u>(4) The name and address of the manufacturer, and the</u>            | 330 |
| <u>name, address, and telephone number of a contact person for the</u>  | 331 |
| <u>manufacturer;</u>                                                    | 332 |
| <u>(5) Any additional information requested by the director,</u>        | 333 |
| <u>as necessary, provided that the director shall not require</u>       | 334 |
| <u>disclosure of records, reports, or information, or particular</u>    | 335 |
| <u>parts of records, reports, or information, that would divulge</u>    | 336 |
| <u>confidential business records, methods, or processes that the</u>    | 337 |
| <u>manufacturer demonstrates is entitled to protection as a trade</u>   | 338 |
| <u>secret.</u>                                                          | 339 |
| <u>(B) Not later than January 1, 2027, a manufacturer of a</u>          | 340 |
| <u>product for sale in this state that contains an intentionally</u>    | 341 |
| <u>added PFAS shall submit to the director of environmental</u>         | 342 |
| <u>protection the information required by rules adopted under this</u>  | 343 |
| <u>section.</u>                                                         | 344 |
| <u>(C) Beginning January 1, 2028, no manufacturer shall sell</u>        | 345 |
| <u>a product if testing requested by the director under section</u>     | 346 |
| <u>3745.65 of the Revised Code demonstrates that the product</u>        | 347 |
| <u>contains an intentionally added PFAS and that the manufacturer</u>   | 348 |
| <u>failed to provide the director the information required by rules</u> | 349 |
| <u>adopted under this section.</u>                                      | 350 |
| <u>(D) Beginning January 1, 2028, no manufacturer shall sell</u>        | 351 |

a product that contains an intentionally added PFAS unless the 352  
manufacturer has submitted to the director the information 353  
required by rules adopted under this section. 354

(E) A manufacturer shall submit a revision of the 355  
information provided about a product pursuant this section not 356  
later than thirty days after a significant change to the 357  
information that the manufacturer previously submitted or upon 358  
the request of the director. 359

(F) Upon written approval from the director, a 360  
manufacturer may provide the information required by this 361  
section to the director for a category, type of product, or 362  
product component. 363

(G) The director may waive the obligation of a 364  
manufacturer to submit all or part of the information required 365  
by rules adopted under this section if the director determines 366  
that substantially equivalent information is publicly available. 367  
The director may grant a waiver to a manufacturer or a group of 368  
manufacturers for multiple products or a product category. 369

(H) The director may extend the deadline for a 370  
manufacturer to submit the information required by this section 371  
upon a determination by the director that circumstances merit an 372  
extension of time. 373

(I) The director may enter into an agreement with one or 374  
more states or political subdivisions of a state to collect and 375  
share information otherwise required to be submitted by this 376  
section. The director may accept such information as meeting the 377  
information submission requirements of this section. 378

(J) Not later than sixty days after receiving the 379  
information required by this section from a manufacturer, the 380

director shall notify the manufacturer that adequate information 381  
has been received or that additional information is required. A 382  
manufacturer shall submit to the director any additional 383  
information requested by the director not later than thirty days 384  
after the request. 385

Sec. 3745.65. (A) If the director of environmental 386  
protection has reason to believe that a product containing 387  
intentionally added PFAS is for sale in this state and the sale 388  
of such product is prohibited under section 3745.63 of the 389  
Revised Code, the director may direct the manufacturer of the 390  
product to, within thirty days, provide testing results that 391  
demonstrate the amount of each PFAS in the product, if any. The 392  
manufacturer shall identify any PFAS as an exact quantity 393  
determined using commercially available analytical methods or as 394  
falling within a range approved for reporting purposes by the 395  
director. 396

(B) If testing demonstrates that the product does not 397  
contain an intentionally added PFAS, the manufacturer shall 398  
provide the director with a certificate of compliance attesting 399  
that the product does not contain an intentionally added PFAS. 400  
The manufacturer also shall submit the testing results and any 401  
other relevant information requested by the director. 402

(C) If testing demonstrates that the product contains an 403  
intentionally added PFAS, the manufacturer shall do both of the 404  
following: 405

(1) Provide the director, within thirty days, the 406  
information required for the product pursuant to section 3745.64 407  
of the Revised Code; 408

(2) Notify each person that sells the product in this 409

state that the sale of the product is prohibited and provide the 410  
director with a list of the names and addresses of the persons 411  
so notified. 412

(D) The director may notify a person that sells a product 413  
prohibited under sections 3745.61 to 3745.66 of the Revised Code 414  
that the product is prohibited in this state. 415

**Sec. 3745.66.** (A) The director of environmental protection 416  
shall adopt rules in accordance with Chapter 119. of the Revised 417  
Code to do all of the following: 418

(1) Exempt from the reporting requirements established 419  
under section 3745.64 of the Revised Code any product that 420  
contains an intentionally added PFAS that is exempt under 421  
section 3745.62 of the Revised Code or that has been designated 422  
as having a currently unavoidable use by the director; 423

(2) Create a series of ranges for the amount of a PFAS in 424  
a product that contains an intentionally added PFAS for 425  
reporting purposes unless exempt under section 3745.62 of the 426  
Revised Code; 427

(3) Identify currently unavoidable uses of PFAS that are 428  
essential for health, safety, or the functioning of society and 429  
for which alternatives are not reasonably available; 430

(4) Except as otherwise provided in section 3737.52 of the 431  
Revised Code, regarding firefighting foam: 432

(a) Require a periodic inventory of firefighting foam 433  
quantities stored or used in this state; 434

(b) Require the use of firefighting foam for emergency 435  
purposes only; 436

(c) Require the cleanup of discarded firefighting foam 437

pursuant to Chapter 3734. of the Revised Code. 438

As used in division (A) (4) of this section, "emergency 439  
purposes" does not include training or the use of firefighting 440  
foam in fire suppression systems. 441

(B) The director may do the following: 442

(1) Adopt rules in accordance with Chapter 119. of the 443  
Revised Code to carry out sections 3745.61 to 3745.67 of the 444  
Revised Code, including the following: 445

(a) Requiring the labeling of products in English and 446  
Spanish; 447

(b) Prohibiting consumer products that contain an 448  
intentionally added PFAS by category or use upon a finding of 449  
fact that a prohibition on the product is necessary to protect 450  
human health or the environment; 451

(c) Designating that the use of a PFAS in a certain 452  
product is a currently unavoidable use as provided in section 453  
3745.63 of the Revised Code. 454

(2) Determine that a product containing intentionally 455  
added PFAS are a currently unavoidable use based on 456  
determinations made by other states. 457

(C) Prior to adopting a rule under division (B) (1) (b) or 458  
(c) of this section regarding a pesticide, fertilizer, 459  
agricultural liming material, or plant or soil amendment that 460  
contains an intentionally added PFAS, the director shall consult 461  
with the director of agriculture. 462

**Sec. 3745.67.** Any manufacturer that violates sections 463  
3745.61 to 3745.66 of the Revised Code or a rule adopted or 464  
order issued under those sections shall pay a civil penalty of 465

not more than fifteen thousand dollars for each violation, to be 466  
paid into the state treasury to the credit of the general 467  
revenue fund. Each day that a violation continues constitutes a 468  
separate offense. The attorney general, upon written request by 469  
the director of environmental protection, shall bring an action 470  
for such a penalty against any manufacturer that violates 471  
sections 3745.61 to 3745.66 of the Revised Code. Such an action 472  
is a civil action, governed by the Rules of Civil Procedure and 473  
other rules of practice and procedure applicable to civil 474  
actions. 475

Any civil penalties imposed under this section do not 476  
limit a manufacturer's liability in other causes of action. 477

**Sec. 6109.20.** If the natural fluoride content of supplied 478  
water of a public water system is less than eight-tenths 479  
milligrams per liter of water, a public water system may add 480  
fluoride ~~shall be added~~ to such water to maintain fluoride 481  
content of not less than eight-tenths milligrams per liter of 482  
water nor more than one and three-tenths milligrams per liter of 483  
water ~~beginning:~~ 484

~~(A) On or before January 1, 1971, for a public water 485~~  
~~system supplying water to twenty thousand or more persons; 486~~

~~(B) On or before January 1, 1972, for a public water 487~~  
~~system supplying water to five thousand or more persons, but 488~~  
~~less than twenty thousand persons. 489~~

**Section 2.** That existing sections 3704.99 and 6109.20 of 490  
the Revised Code are hereby repealed. 491

**Section 3.** This act shall be known as the Protecting 492  
Utility and Resources for Enhanced Living, Improved Food, and 493  
Environment Act. 494