

State of Arizona  
Senate  
Fifty-fourth Legislature  
First Regular Session  
2019

# SENATE BILL 1526

AN ACT

AMENDING TITLE 36, CHAPTER 13, ARIZONA REVISED STATUTES, BY ADDING ARTICLE 9; RELATING TO FIREFIGHTING FOAM REGULATION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 36, chapter 13, Arizona Revised Statutes, is  
3 amended by adding article 9, to read:

4 ARTICLE 9. FIREFIGHTING FOAM

5 36-1696. Firefighting foam; prohibited uses; exception;  
6 definitions

7 A. BEGINNING JANUARY 1, 2020, A PERSON, LOCAL GOVERNMENT OR STATE  
8 AGENCY MAY NOT DISCHARGE OR OTHERWISE USE FOR TRAINING PURPOSES CLASS B  
9 FIREFIGHTING FOAM THAT CONTAINS INTENTIONALLY ADDED PFAS CHEMICALS UNLESS  
10 OTHERWISE REQUIRED BY LAW OR FEDERAL REGULATION.

11 B. BEGINNING JANUARY 1, 2020, A PERSON, LOCAL GOVERNMENT OR STATE  
12 AGENCY MAY NOT DISCHARGE OR OTHERWISE USE FOR TESTING PURPOSES CLASS B  
13 FIREFIGHTING FOAM THAT CONTAINS INTENTIONALLY ADDED PFAS CHEMICALS UNLESS  
14 OTHERWISE REQUIRED BY LAW OR FEDERAL REGULATION OR THE TESTING FACILITY  
15 HAS IMPLEMENTED APPROPRIATE CONTAINMENT, TREATMENT AND DISPOSAL MEASURES  
16 TO PREVENT UNCONTROLLED RELEASES OF FIREFIGHTING FOAM INTO THE  
17 ENVIRONMENT.

18 C. THIS SECTION DOES NOT RESTRICT THE MANUFACTURE, SALE OR  
19 DISTRIBUTION OF CLASS B FIREFIGHTING FOAM THAT CONTAINS INTENTIONALLY  
20 ADDED PFAS CHEMICALS OR THE DISCHARGE OR OTHER USE OF CLASS B FIREFIGHTING  
21 FOAM IN EMERGENCY FIREFIGHTING OR FIRE PREVENTION OPERATIONS.

22 D. FOR THE PURPOSES OF THIS SECTION:

23 1. "CLASS B FIREFIGHTING FOAM" MEANS FOAM DESIGNED TO EXTINGUISH A  
24 FIRE THAT INVOLVES A FLAMMABLE LIQUID.

25 2. "LOCAL GOVERNMENT" INCLUDES ANY COUNTY, CITY, TOWN, FIRE  
26 DISTRICT OR OTHER SPECIAL DISTRICT THAT PROVIDES FIREFIGHTING SERVICES.

27 3. "PFAS CHEMICALS" MEANS PERFLUOROALKYL AND POLYFLUOROALKYL  
28 SUBSTANCES THAT ARE A CLASS OF FLUORINATED ORGANIC CHEMICALS CONTAINING AT  
29 LEAST ONE FULLY FLUORINATED CARBON ATOM, THAT ARE DESIGNED TO BE FULLY  
30 FUNCTIONAL IN CLASS B FIREFIGHTING FOAM FORMULATIONS AND THAT ARE USED AS  
31 A FIREFIGHTING AGENT.

32 4. "TESTING" INCLUDES CALIBRATION TESTING, CONFORMANCE TESTING AND  
33 FIXED SYSTEM TESTING.