

Senate Engrossed House Bill

PFAS; firefighting foam; prohibition

State of Arizona
House of Representatives
Fifty-seventh Legislature
Second Regular Session
2026

HOUSE BILL 2641

AN ACT

AMENDING SECTION 36-1696, ARIZONA REVISED STATUTES; RELATING TO
FIREFIGHTING FOAM.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Section 36-1696, Arizona Revised Statutes, is amended to
3 read:
4 36-1696. Firefighting foam; prohibition; public airport
5 exception; definitions
6 A. ~~Beginning January 1, 2020,~~ EXCEPT AS OTHERWISE PROVIDED IN THIS
7 SUBSECTION, a person, local government or state agency may not discharge
8 or otherwise use for ~~training purposes~~ ANY PURPOSE class B firefighting
9 foam that contains intentionally added PFAS chemicals unless otherwise
10 required by ~~law or~~ federal regulation. THE OWNER OR OPERATOR OF A PUBLIC
11 AIRPORT IS NOT REQUIRED TO COMPLY WITH THIS SUBSECTION UNTIL FROM AND
12 AFTER DECEMBER 31, 2030.
13 ~~B. Beginning January 1, 2020, a person, local government or state~~
14 ~~agency may not discharge or otherwise use for testing purposes class B~~
15 ~~firefighting foam that contains intentionally added PFAS chemicals unless~~
16 ~~otherwise required by law or federal regulation or the testing facility~~
17 ~~has implemented appropriate containment, treatment and disposal measures~~
18 ~~to prevent uncontrolled releases of firefighting foam into the~~
19 ~~environment.~~
20 ~~C. This section does not restrict the manufacture, sale or~~
21 ~~distribution of class B firefighting foam that contains intentionally~~
22 ~~added PFAS chemicals or the discharge or other use of class B firefighting~~
23 ~~foam in emergency firefighting or fire prevention operations.~~
24 ~~D.~~ B. For the purposes of this section:
25 1. "Class B firefighting foam" means foam designed to extinguish a
26 fire that involves a flammable liquid.
27 2. "Local government" includes any county, city, town, fire
28 district or other special district that provides firefighting services.
29 3. "PFAS chemicals" means perfluoroalkyl and polyfluoroalkyl
30 substances that are a class of fluorinated organic chemicals containing at
31 least one fully fluorinated carbon atom, that are designed to be fully
32 functional in class B firefighting foam formulations and that are used as
33 a firefighting agent.
34 ~~4. "Testing" includes calibration testing, conformance testing and~~
35 ~~fixed system testing.~~
36 4. "PUBLIC AIRPORT" MEANS AN AIRPORT THAT IS OWNED BY A POLITICAL
37 SUBDIVISION OF THIS STATE OR THAT IS OTHERWISE OPEN TO THE PUBLIC.
38 Sec. 2. Effective date
39 This act is effective from and after December 31, 2028.