

1 TO THE HONORABLE SENATE:

2 The Committee on Health and Welfare to which was referred Senate Bill
3 No. 197 entitled “An act relating to the procurement and distribution of
4 products containing perfluoroalkyl and polyfluoroalkyl substances and
5 monitoring adverse health conditions attributed to perfluoroalkyl and
6 polyfluoroalkyl substances” respectfully reports that it has considered the same
7 and recommends that the bill be amended by striking out all after the enacting
8 clause and inserting in lieu thereof the following:

9 Sec. 1. IMPLEMENTATION PLAN; CONSUMER PRODUCTS

10 CONTAINING PFAS

11 (a) The Agency of Natural Resources, in consultation with the Agency of
12 Agriculture, Food and Markets; the Department of Health; and the Office of
13 the Attorney General shall propose a program requiring the State to identify
14 and restrict the sale and distribution of consumer products containing
15 perfluoroalkyl and polyfluoroalkyl substances (PFAS) that could impact public
16 health and the environment. The proposed program shall:

17 (1) identify categories of consumer products that could have an impact
18 on public health and environmental contamination;

19 (2) propose a process by which manufacturers determine whether a
20 consumer product contains PFAS and how that information is communicated
21 to the State;

1 (3) address how information about the presence or lack of PFAS in a
2 consumer product is conveyed to the public;

3 (4) describe which agency or department is responsible for
4 administration of the proposed program, including what additional staff,
5 information technology changes, and other resources, if any, are necessary to
6 implement the program;

7 (5) determine whether and how other states have structured and
8 implemented similar programs and identify the best practices used in these
9 efforts;

10 (6) propose definitions of “intentionally added,” “consumer product,”
11 and “perfluoroalkyl and polyfluoroalkyl substances”; and

12 (7) propose a related public service announcement program and website
13 content to inform the public and health care providers about the potential
14 public health impacts of exposure to PFAS and actions that can be taken to
15 reduce risk.

16 (b) The Agency of Natural Resources shall obtain input on its
17 recommendation from interested parties, including those that represent
18 environmental, agricultural, and industry interests.

19 (c) On or before November 1, 2024, the Agency of Natural Resources shall
20 submit an implementation plan developed pursuant to this section and
21 corresponding draft legislation to the House Committees on Environment and

1 Energy and on Human Services and the Senate Committees on Health and
2 Welfare and on Natural Resources and Energy.

3 (d) For the purposes of this section, “consumer products” includes
4 restricted and nonrestricted use pesticides.

5 Sec. 2. EFFECTIVE DATE

6 This act shall take effect on July 1, 2024.

7 and that after passage the title of the bill be amended to read: “An act
8 relating to restricting perfluoroalkyl and of polyfluoroalkyl substances in
9 consumer products”

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14 (Committee vote: _____)

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Senator _____

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FOR THE COMMITTEE