STATE OF NEW YORK

7136

2023-2024 Regular Sessions

IN SENATE

May 18, 2023

Introduced by Sen. HOYLMAN-SIGAL -- read twice and ordered printed, and when printed to be committed to the Committee on Consumer Protection

AN ACT to amend the general business law, in relation to the recall of class B firefighting foam that contains intentionally added PFAS

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Paragraph (b) of subdivision 4 of section 391-u of the general business law, as added by chapter 88 of the laws of 2020, is amended to read as follows:

(b) A manufacturer that [~~produces, sells, or distributes~~] **at any time produced, sold, or distributed** a class B firefighting foam [~~prohibited under subdivision three of this section~~] **that contains intentionally added PFAS** shall recall **all of** the product, [~~which includes~~] **sold or otherwise distributed prior to or after March twenty-second, two thousand twenty-two. This shall entail** collection, transport, treatment, storage and safe disposal, **within two years** after the implementation date of the restrictions set forth in subdivision three of this section and reimburse the retailer or any other purchaser for the product.

§ 2. This act shall take effect immediately.

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [-] is old law to be omitted.

LBD11542-01-3