

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:

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

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

13 § 2. This act shall take effect immediately.

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

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