



This Bill Analysis reflects the contents of the bill as it was presented in committee.

HOUSE BILL 355: Firefighting Foam Registry/PFAS Ban.

2021-2022 General Assembly

Committee:	House State Government. If favorable, re-refer to Appropriations. If favorable, re-refer to Rules, Calendar, and Operations of the House	Date:	May 5, 2021
Introduced by:	Rep. Davis	Prepared by:	Kellette Wade
Analysis of:	PCS to First Edition H355-CSBWa-11		Committee Co-Counsel

OVERVIEW: *The Proposed Committee Substitute (PCS) for House Bill 355 would require the Office of the State Fire Marshal (OSFM) to assist the North Carolina Policy Collaboratory at UNC Chapel Hill to develop an online reporting portal for State, local, and public airport fire departments to report inventory, storage, and deployment of Aqueous Film-Forming Foams (AFFF) and educate those fire departments that are under the OSFM's regulatory authority on the reporting requirements established by House Bill 355. The PCS makes a substantive change at Section 3 that would prohibit certain firefighting foams for training, practice, or testing purposes and require non-fluorinated or other non-fluorinated substitute training foams to be used instead.*

[As introduced, this bill was identical to S327, as introduced by Sens. Lee, Barnes, Galey, which is currently in Senate Rules and Operations of the Senate.]

BILL ANALYSIS:

Section 1 of the PCS would require:

- State, local, and public airport fire departments and OSFM to establish and report to an online portal AFFF inventory, disposal, and incident data by July 1, 2022 and annually thereafter.
- OSFM to educate fire departments that are under its regulatory authority on the reporting requirements established by House Bill 355
- OSFM to assist NC policy Collaboratory at UNC Chapel Hill in developing an online reporting portal for State, local, and public airport fire departments to report on inventory, storage, and deployment of AFFF.
- OSFM to adopt rules to implement the requirements of the proposed Article and report to the Environmental Review Commission by September 1 of each year on the utilization and inventory of AFFF by fire departments across the State for the previous fiscal year.

Section 2 of the PCS specifically outlines the collaboration, development, and features required of the reporting portal and provides that the portal must allow fire departments to report certain AFFF data on inventory, storage, and deployment.

Section 3 of the PCS prohibits certain firefighting foams for training, practice, or testing purposes and requires non-fluorinated or other non-fluorinated substitute training foams to be used instead.

EFFECTIVE DATE: This act would be effective when it becomes law.

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