



Rep. Michael J. Kelly

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10400HB2409ham001

LRB104 11988 BDA 24437 a

1 AMENDMENT TO HOUSE BILL 2409

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 2409 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The PFAS Reduction Act is amended by changing  
5 Section 5 and by adding Section 20 as follows:

6 (415 ILCS 170/5)

7 Sec. 5. Definitions. In this Act, unless the context  
8 otherwise requires:

9 "Agency" means the Illinois Environmental Protection  
10 Agency.

11 "Auxiliary firefighting personal protective equipment"  
12 means personal protective equipment other than firefighting  
13 personal protective clothing, including self-contained  
14 breathing apparatuses and other respiratory protection  
15 products, hearing protection, protective communication  
16 devices, and fall protection products.

1 "Class B firefighting foam" means foam designed to  
2 extinguish flammable liquid fires or prevent the ignition of  
3 flammable liquids.

4 "Fire department" means the duly authorized fire  
5 protection organization of a unit of local government, a  
6 Regional Fire Protection Agency, a fire protection district,  
7 or a volunteer fire department.

8 "Firefighting personal protective clothing" means any  
9 clothing designed, intended, or marketed to be worn by  
10 firefighting personnel in the performance of their duties,  
11 designed with the intent for use in fire and rescue  
12 activities, including jackets, pants, shoes, gloves, and  
13 helmets.

14 "Local government" means a unit of local government or  
15 other special purpose district that provides firefighting  
16 services.

17 "Manufacturer" means a person that manufactures Class B  
18 firefighting foam and any agents of that person, including an  
19 importer, distributor, authorized servicer, factory branch, or  
20 distributor branch.

21 "Perfluoroalkyl substance or polyfluoroalkyl substance" or  
22 "PFAS" means a class of fluorinated organic chemicals  
23 containing at least one fully fluorinated carbon atom.

24 "Person" means any individual, partnership, association,  
25 public or private corporation, limited liability company, or  
26 any other type of legal or commercial entity, including, but

1 not limited to, members, managers, partners, directors, or  
2 officers.

3 "Testing" means calibration testing, conformance testing,  
4 and fixed system testing.

5 (Source: P.A. 102-290, eff. 8-6-21.)

6 (415 ILCS 170/20 new)

7 Sec. 20. Notification for firefighting personal protective  
8 clothing and equipment sales; prohibitions.

9 (a) Beginning January 1, 2026, any person, firm,  
10 association, partnership, corporation, organization, or joint  
11 venture, including an importer or domestic distributor of  
12 firefighting agents or firefighting equipment, that sells  
13 firefighting personal protective clothing containing PFAS  
14 chemicals to any person, local government, or State agency  
15 shall provide written notice to the purchaser at the time of  
16 sale which shall state: (i) that the firefighting personal  
17 protective clothing contains PFAS chemicals; and (ii) the  
18 reason PFAS chemicals are added to the clothing. The seller  
19 and the purchaser shall retain a copy of the notice required  
20 under this subsection on file for at least 3 years from the  
21 date of the purchase, and upon the request of the Agency, the  
22 seller shall furnish the notice, or written copies, and  
23 associated sales documentation to the Agency within 60 days of  
24 such request.

25 (b) Beginning January 1, 2027, a person that sells

1 firefighting personal protective clothing to any person, local  
2 government, or State agency shall not knowingly manufacture,  
3 sell, offer for sale, distribute for sale, or distribute for  
4 use in the State any firefighting personal protective clothing  
5 containing intentionally added PFAS chemicals.

6 (c) Beginning January 1, 2030, a person that sells  
7 auxiliary firefighting personal protective equipment to any  
8 person, local government, or State agency shall not knowingly  
9 manufacture, sell, offer for sale, distribute for sale, or  
10 distribute for use in the State any auxiliary firefighting  
11 personal protective equipment containing intentionally added  
12 PFAS chemicals."