

227.395 Class B firefighting foam -- Restricted use during training or testing.

- (1) As used in this section:
 - (a) "Class B firefighting foam" means foams designed for flammable liquid fires;
 - (b) "PFAS chemicals" means perfluoroalkyl and polyfluoroalkyl substances which, for the purpose of firefighting agents, is a class of fluorinated organic chemicals containing at least one (1) fully fluorinated carbon atom; and
 - (c) "Testing" means calibration testing, conformance testing, and fixed system testing.
- (2) Beginning on July 15, 2020, class B firefighting foam that contains intentionally added PFAS chemicals shall not be used for firefighting training purposes or testing purposes unless otherwise required by law, regulation, or ordinance, and the testing facility has implemented best industry practices to prevent uncontrolled releases of class B firefighting foam in the environment. Violation of this subsection shall be subject to KRS 227.336.
- (3) The restrictions in subsection (2) of this section shall not apply to:
 - (a) The manufacture, sale, or distribution of class B firefighting foam that contains intentionally added PFAS chemicals; or
 - (b) The discharge or other use of class B firefighting foam that contains intentionally added PFAS chemicals in emergency firefighting operations.

Effective: June 27, 2019

History: Created 2019 Ky. Acts ch. 47, sec. 1, effective June 27, 2019.