

PFAS Legislation: A 50-State Overview

Bill Kramer

VP, MultiState

bkramer@multistate.us



MULTISTATE

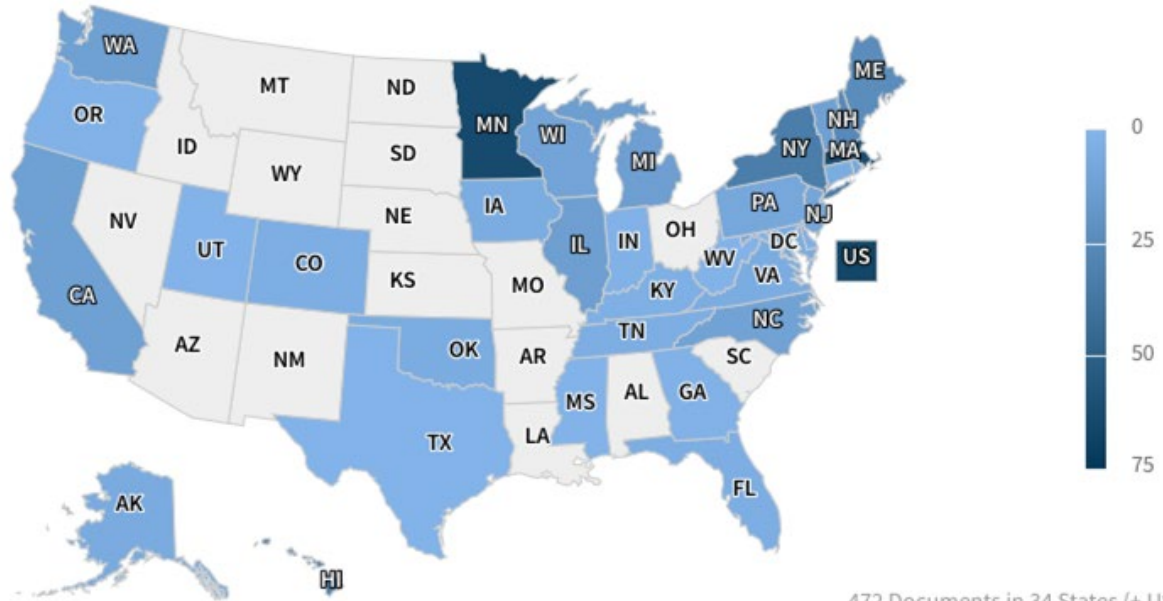
States Engaging with PFAS

Currently, lawmakers have introduced **472 PFAS-related bills** this legislative session.

State lawmakers began regulating PFAS in the mid 2010s, focusing on PFAS in **water** and **military bases** (particularly **firefighting equipment**).

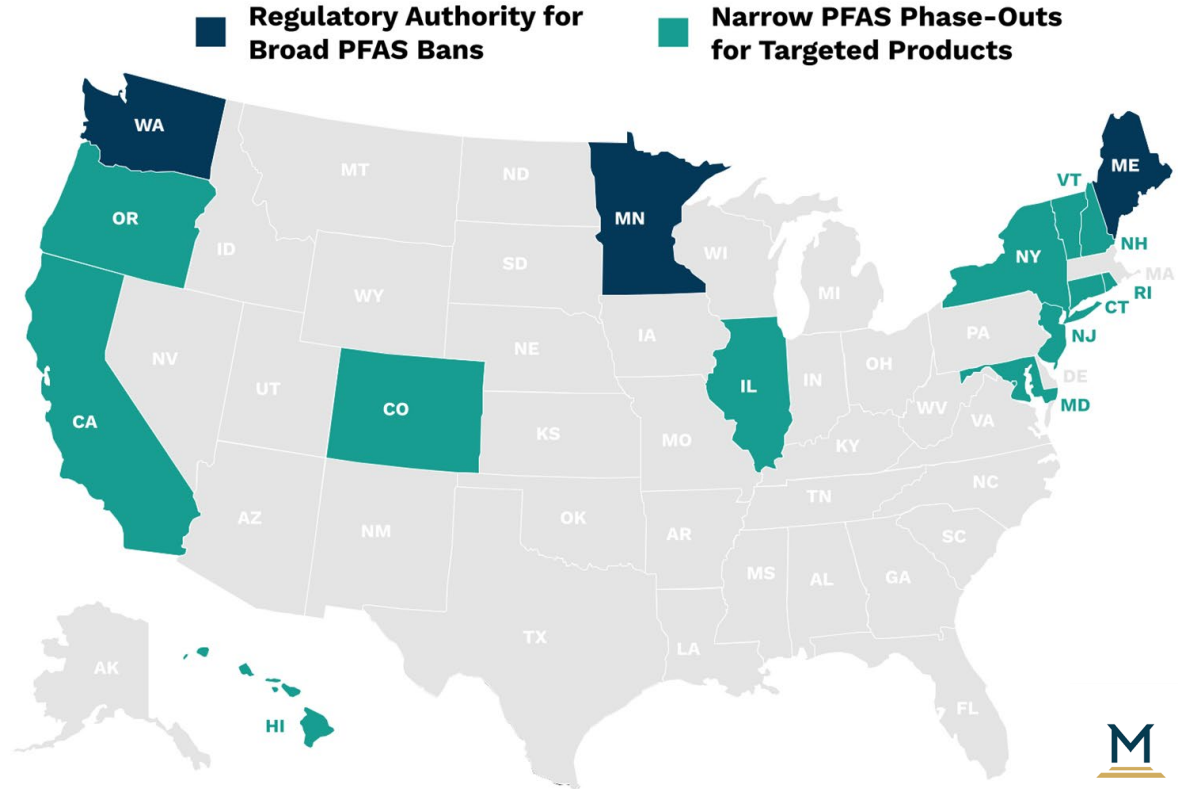
Today, much of the focus is on **consumer products** (starting around 2018- 19). This phase has focused on

1. **reporting** requirements,
2. Phasing out PFAS in **certain product categories**, and
3. setting dates to ban **all** PFAS containing products.



States Target PFAS in Consumer Products

Currently, **15 states** have enacted PFAS phase-outs of target products and **3 states** have given state agencies the authority to ban PFAS in a wide range of products.

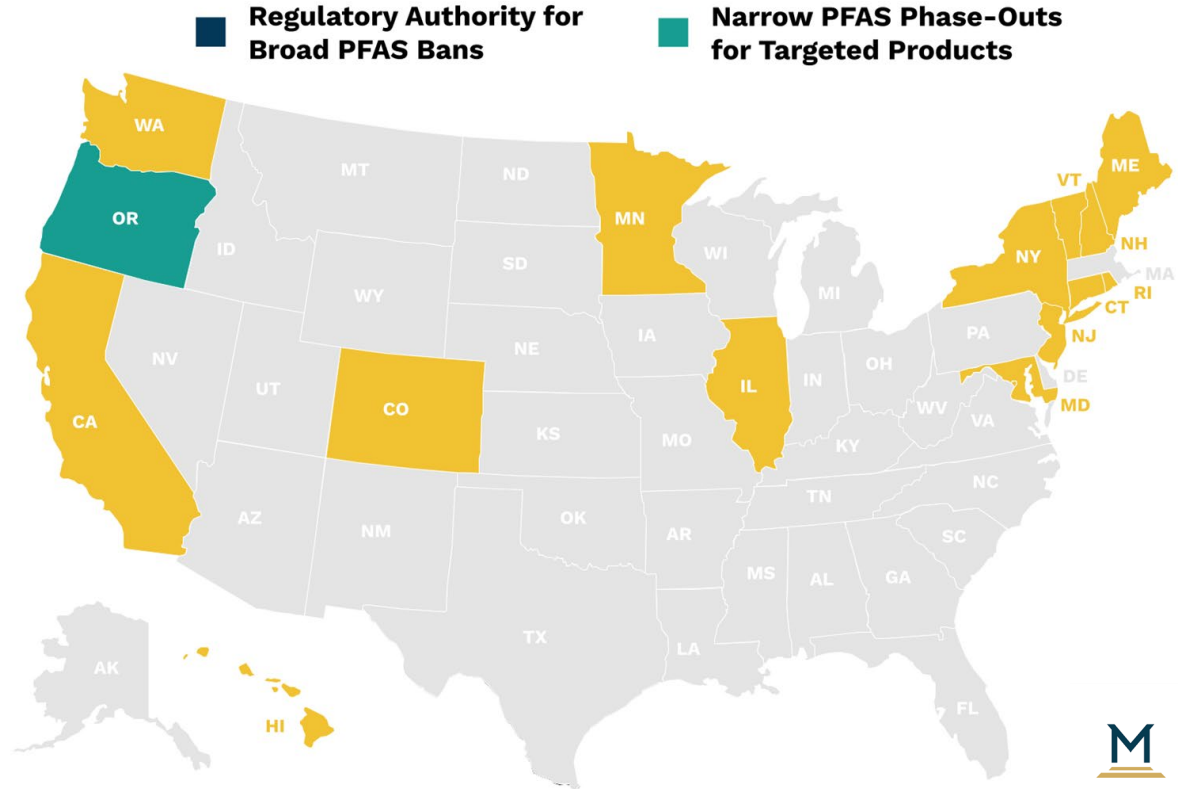


States Target PFAS in Consumer Products

Currently, **15 states** have enacted PFAS phase-outs of target products and **3 states** have given state agencies the authority to ban PFAS in a wide range of products.

Targeted Products:

- **Firefighting foam (13 states)**

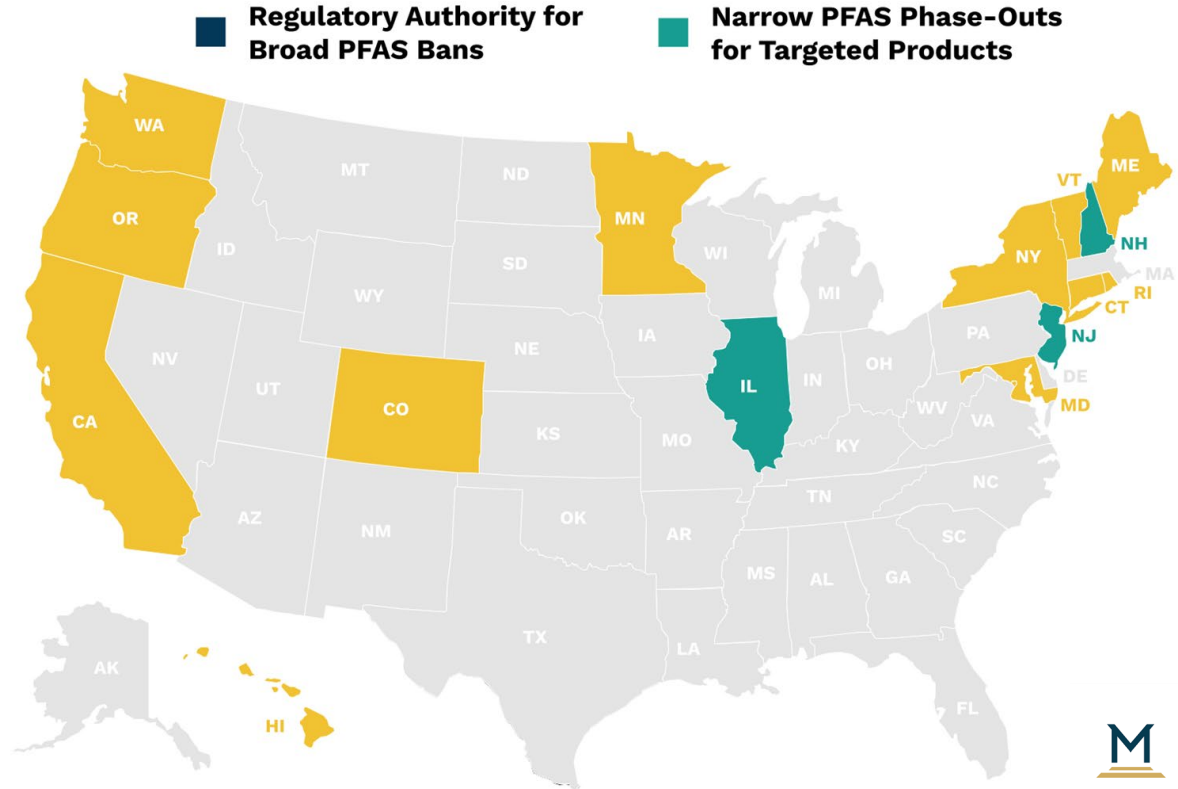


States Target PFAS in Consumer Products

Currently, **15 states** have enacted PFAS phase-outs of target products and **3 states** have given state agencies the authority to ban PFAS in a wide range of products.

Targeted Products:

- Firefighting foam (13 states)
- Food packaging (12 states)

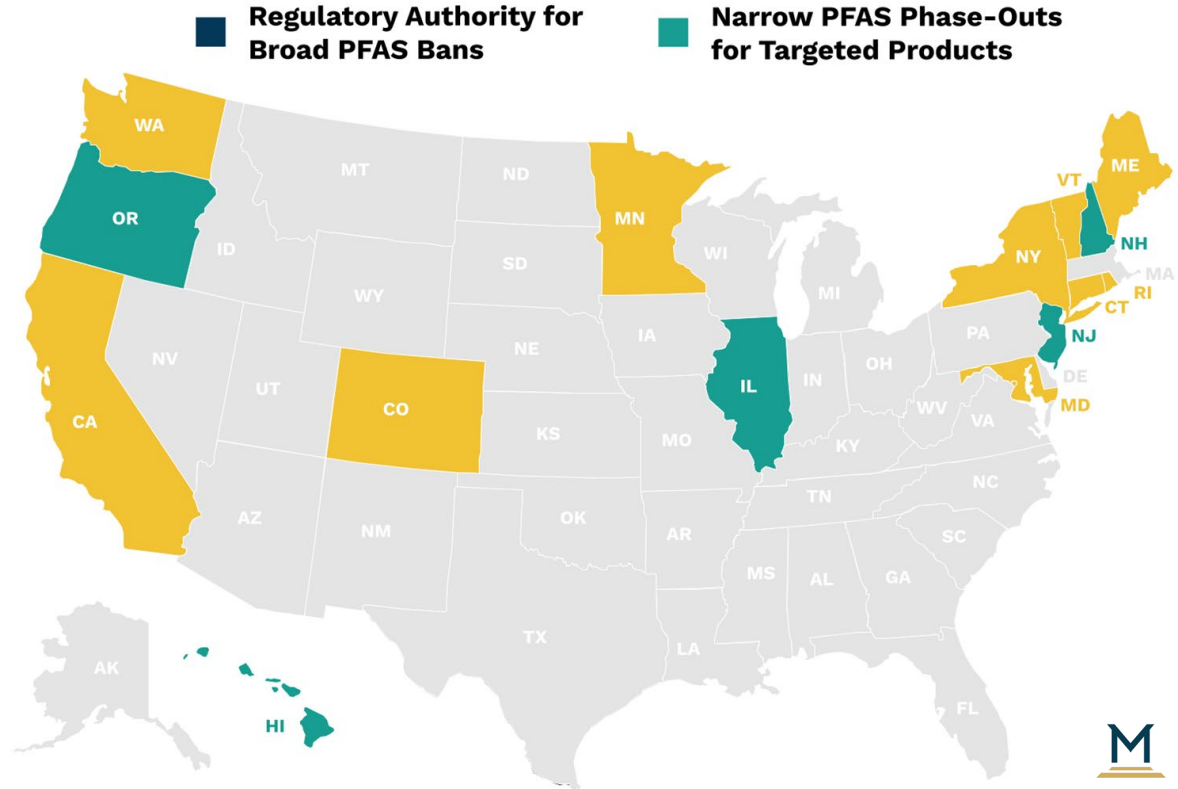


States Target PFAS in Consumer Products

Currently, **15 states** have enacted PFAS phase-outs of target products and **3 states** have given state agencies the authority to ban PFAS in a wide range of products.

Targeted Products:

- Firefighting foam (13 states)
- Food packaging (12 states)
- **Carpets and rugs (10 states)**

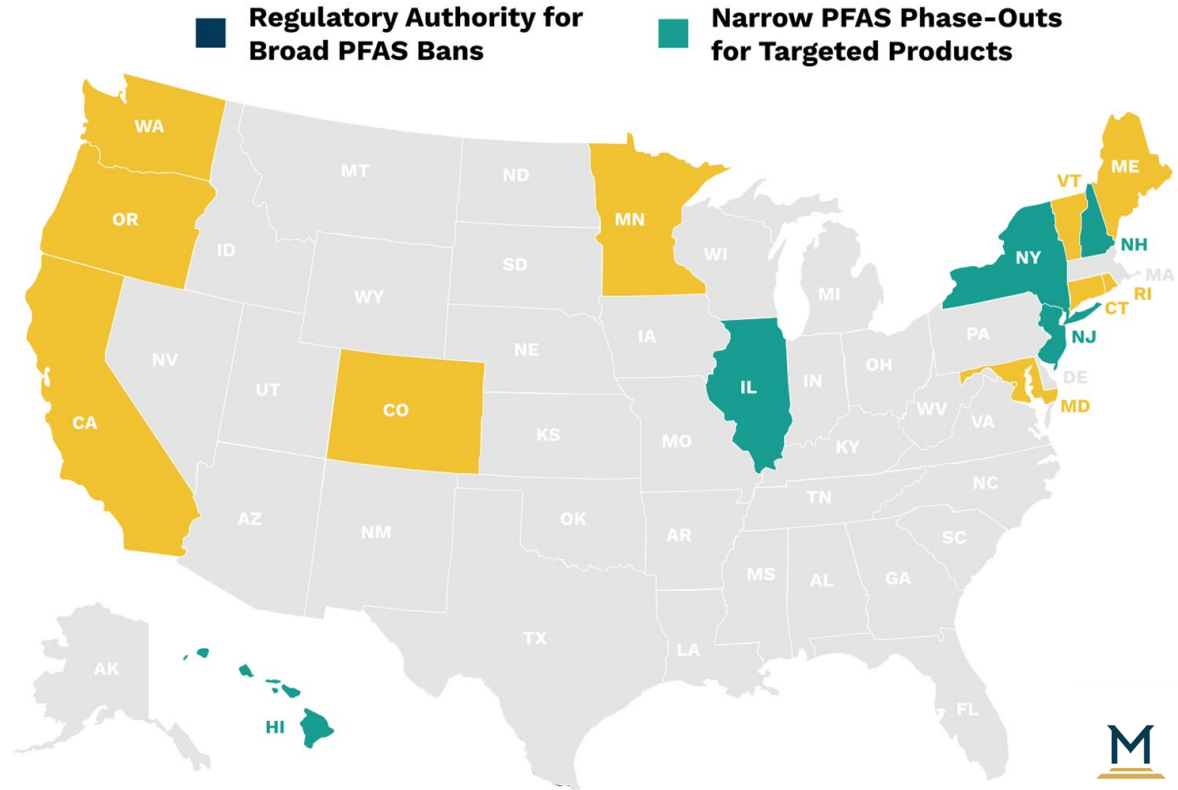


States Target PFAS in Consumer Products

Currently, **15 states** have enacted PFAS phase-outs of target products and **3 states** have given state agencies the authority to ban PFAS in a wide range of products.

Targeted Products:

- Firefighting foam (13 states)
- Food packaging (12 states)
- Carpets and rugs (10 states)
- **Personal Care Products (10 states)**

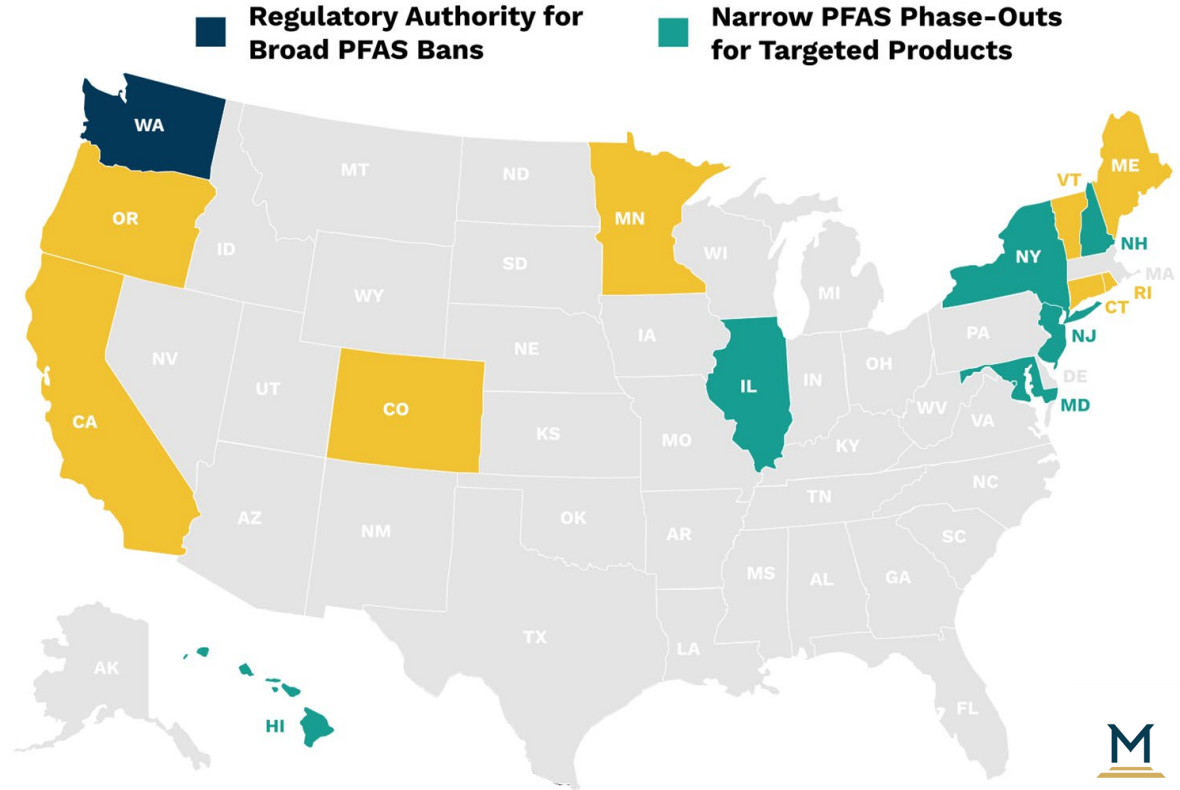


States Target PFAS in Consumer Products

Currently, **15 states** have enacted PFAS phase-outs of target products and **3 states** have given state agencies the authority to ban PFAS in a wide range of products.

Targeted Products:

- Firefighting foam (13 states)
- Food packaging (12 states)
- Carpets and rugs (10 states)
- Personal Care Products (10 states)
- **Juvenile Products (8 states)**

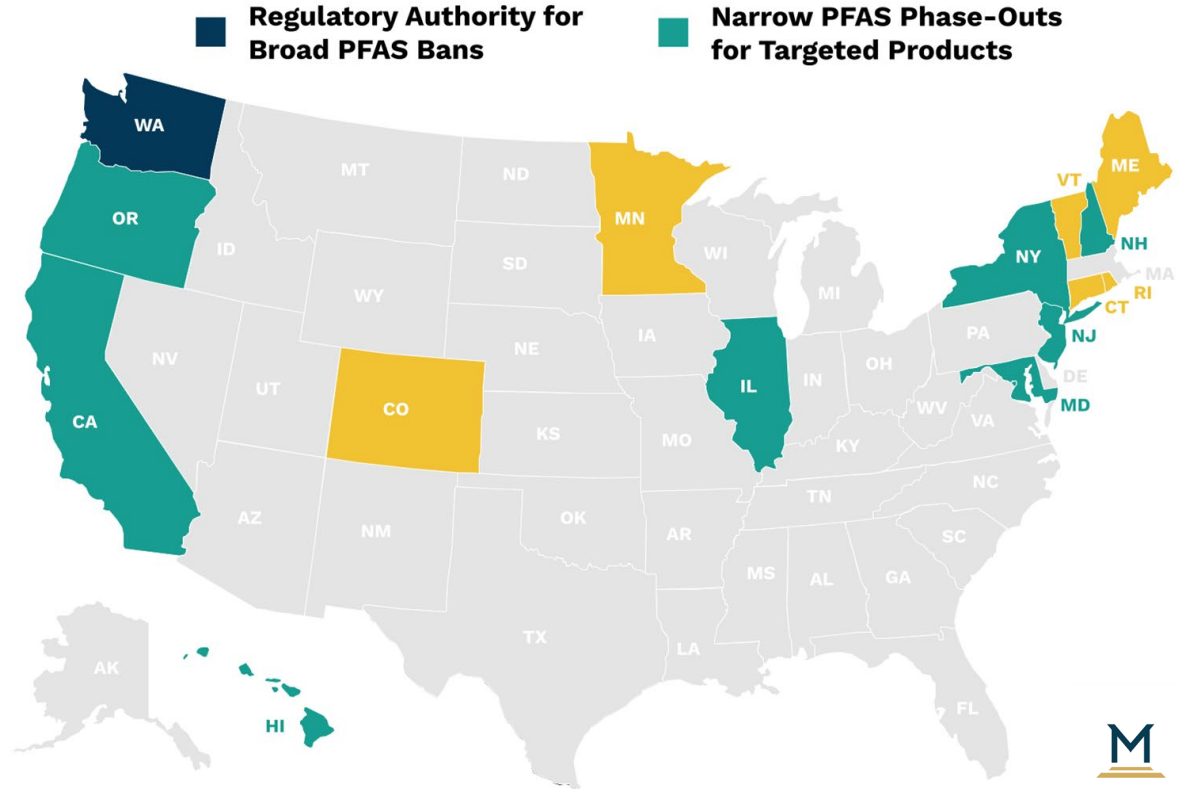


States Target PFAS in Consumer Products

Currently, **15 states** have enacted PFAS phase-outs of target products and **3 states** have given state agencies the authority to ban PFAS in a wide range of products.

Targeted Products:

- Firefighting foam (13 states)
- Food packaging (12 states)
- Carpets and rugs (10 states)
- Personal Care Products (10 states)
- Juvenile Products (8 states)
- **Cookware (6 states)**
- **Menstrual Products (6 states)**

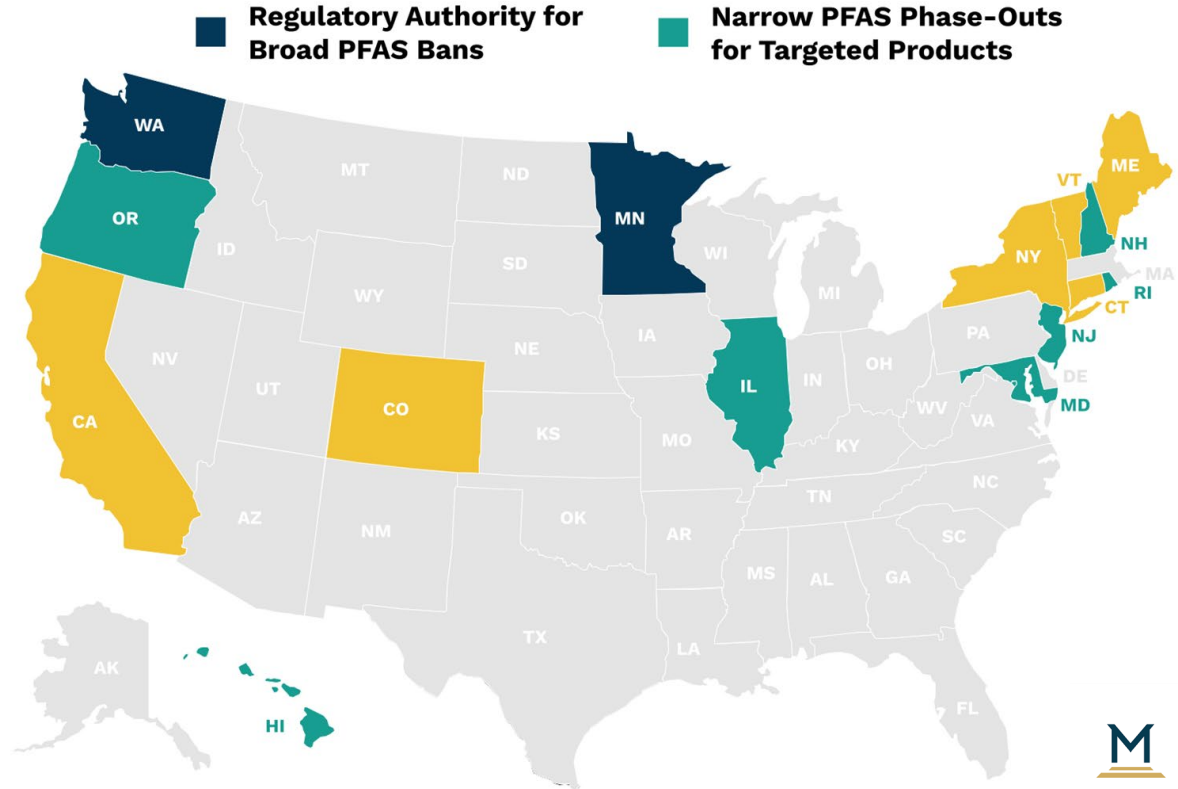


States Target PFAS in Consumer Products

Currently, **15 states** have enacted PFAS phase-outs of target products and **3 states** have given state agencies the authority to ban PFAS in a wide range of products.

Targeted Products:

- Firefighting foam (13 states)
- Food packaging (12 states)
- Carpets and rugs (10 states)
- Personal Care Products (10 states)
- Juvenile Products (8 states)
- Cookware (6 states)
- Menstrual Products (6 states)
- **Apparel (6 states)**

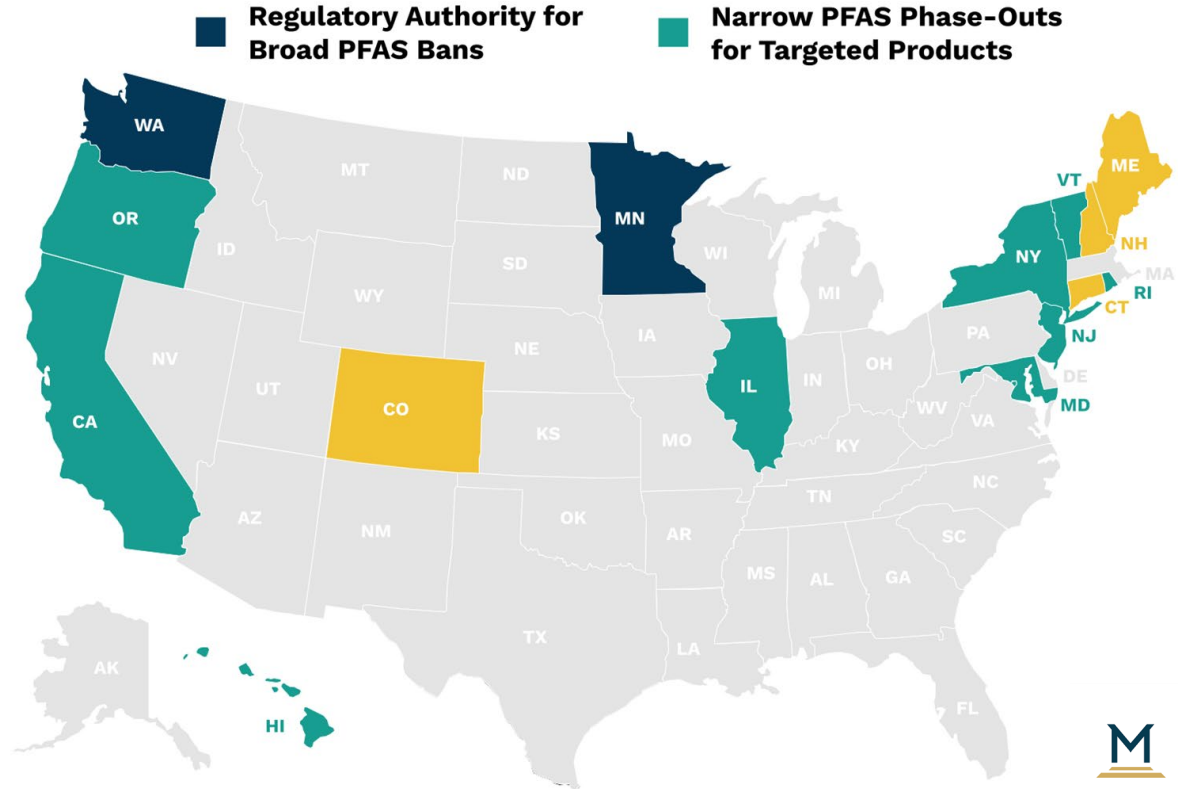


States Target PFAS in Consumer Products

Currently, **15 states** have enacted PFAS phase-outs of target products and **3 states** have given state agencies the authority to ban PFAS in a wide range of products.

Targeted Products:

- Firefighting foam (13 states)
- Food packaging (12 states)
- Carpets and rugs (10 states)
- Personal Care Products (10 states)
- Juvenile Products (8 states)
- Cookware (6 states)
- Menstrual Products (6 states)
- Apparel (6 states)
- **Cleaning Products (4 states)**
- **Dental Floss (4 states)**

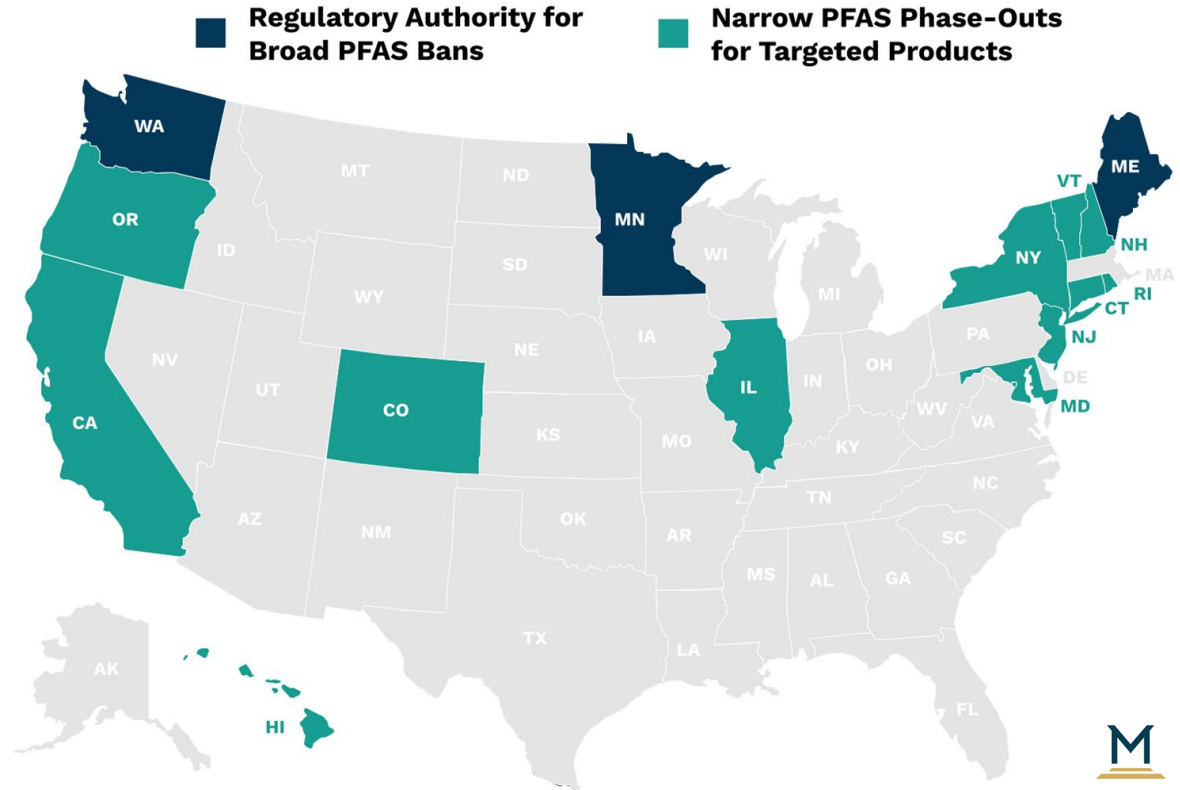


States Target PFAS in Consumer Products

This year, **four states** adopted broad policies to phase out PFAS in certain product categories:

Colorado enacted a bill (CO SB 81) banning PFAS in certain products:

- 2025: outdoor apparel used for severe wet weather;
- 2026: cookware, dental floss, menstrual products, cleaning products, and ski wax; prohibits the installation of artificial turf containing PFAS on state property;
- 2028: outdoor apparel for severe wet weather, all textile articles, food equipment used in commercial settings.

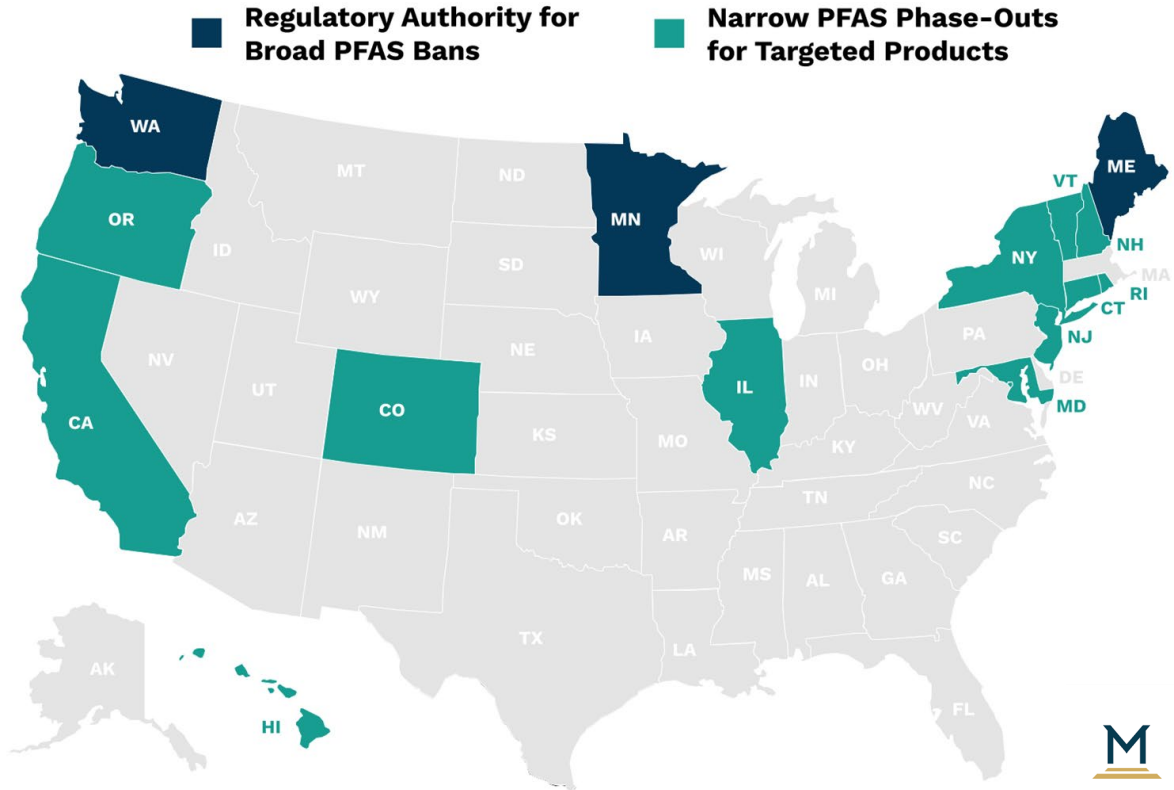


States Target PFAS in Consumer Products

This year, **four states** adopted broad policies to phase out PFAS in certain product categories:

Connecticut enacted a bill (CT SB 292) limiting PFAS in certain products:

- apparel, turnout gear, carpets or rugs, cleaning products, cookware, cosmetic products, dental floss, fabric treatments, children's products, menstrual products, textile furnishings, ski wax, upholstered furniture, and outdoor apparel for severe wet conditions.
- 2026: Reporting and labeling
- 2028: Bans the sale
- Governor notes lack of exception for "no reasonable alternatives."

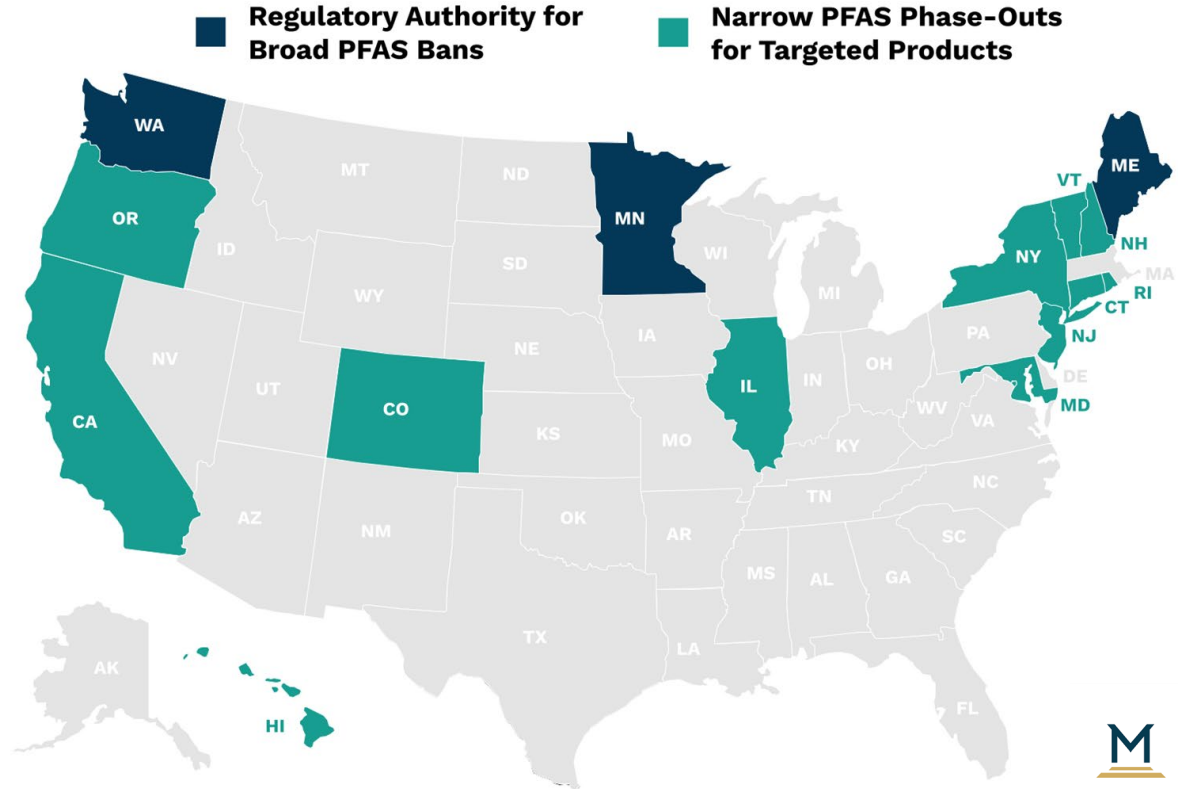


States Target PFAS in Consumer Products

This year, **four states** adopted broad policies to phase out PFAS in certain product categories:

Rhode Island enacted a bill (RI HB 7356) limiting PFAS in certain products:

- 2027: bans the sale of “covered products” with “intentionally added” PFAS: carpets or rugs, cookware, cosmetics, fabric treatments, juvenile products, menstrual products, ski wax, and textile articles
- Artificial turf and outdoor apparel for severe wet conditions must include a “Made with PFAS” label.

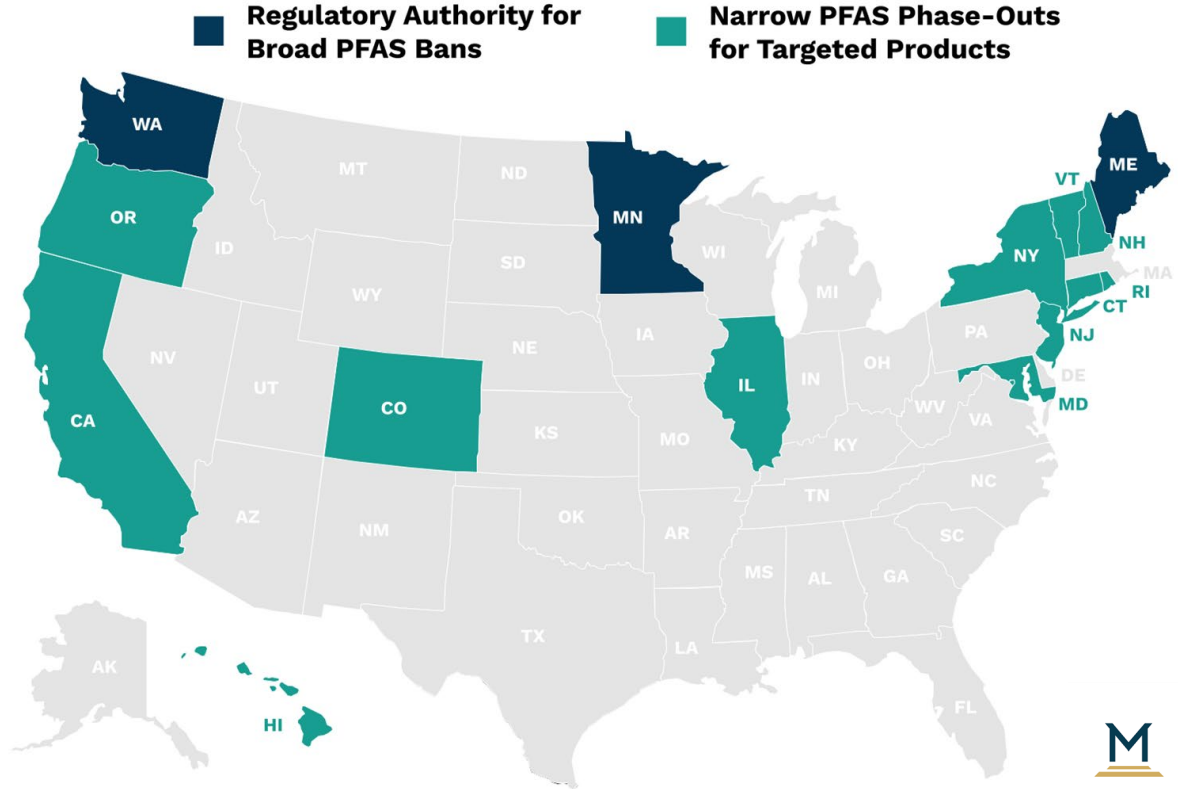


States Target PFAS in Consumer Products

This year, **four states** adopted broad policies to phase out PFAS in certain product categories:

Vermont enacted a bill (VT SB 25) limiting PFAS in certain products:

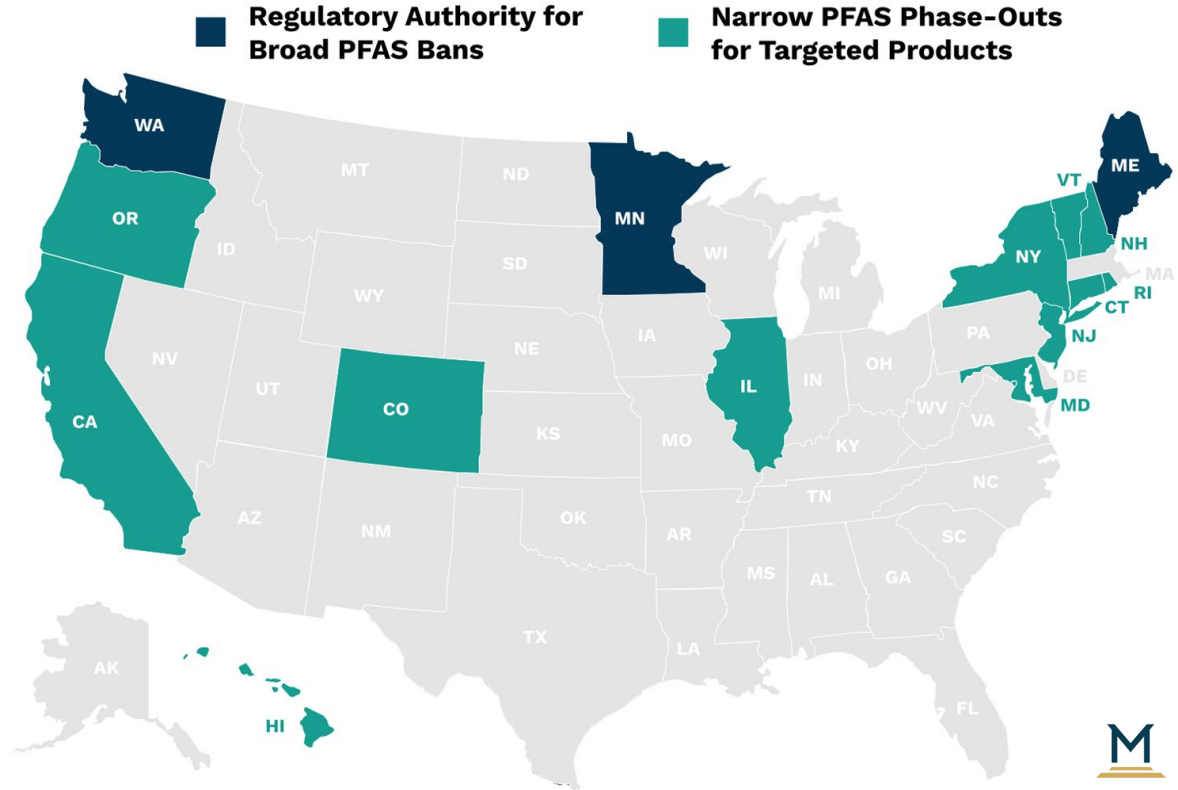
- 2026: diapers, cosmetic and menstrual products, textiles, cookware, and juvenile products
- 2028: artificial turf



States Target PFAS in Consumer Products

Maine enacted the Act to Stop PFAS Pollution in 2021:

1. Bans the sale and distribution in the state of any product that contains “intentionally added” PFAS (originally by 2030).
2. Requires “manufacturers” to submit notifications informing the state of products for sale that contain “intentionally” added PFAS (originally by 2023)
- Much left up to regulators at DEP

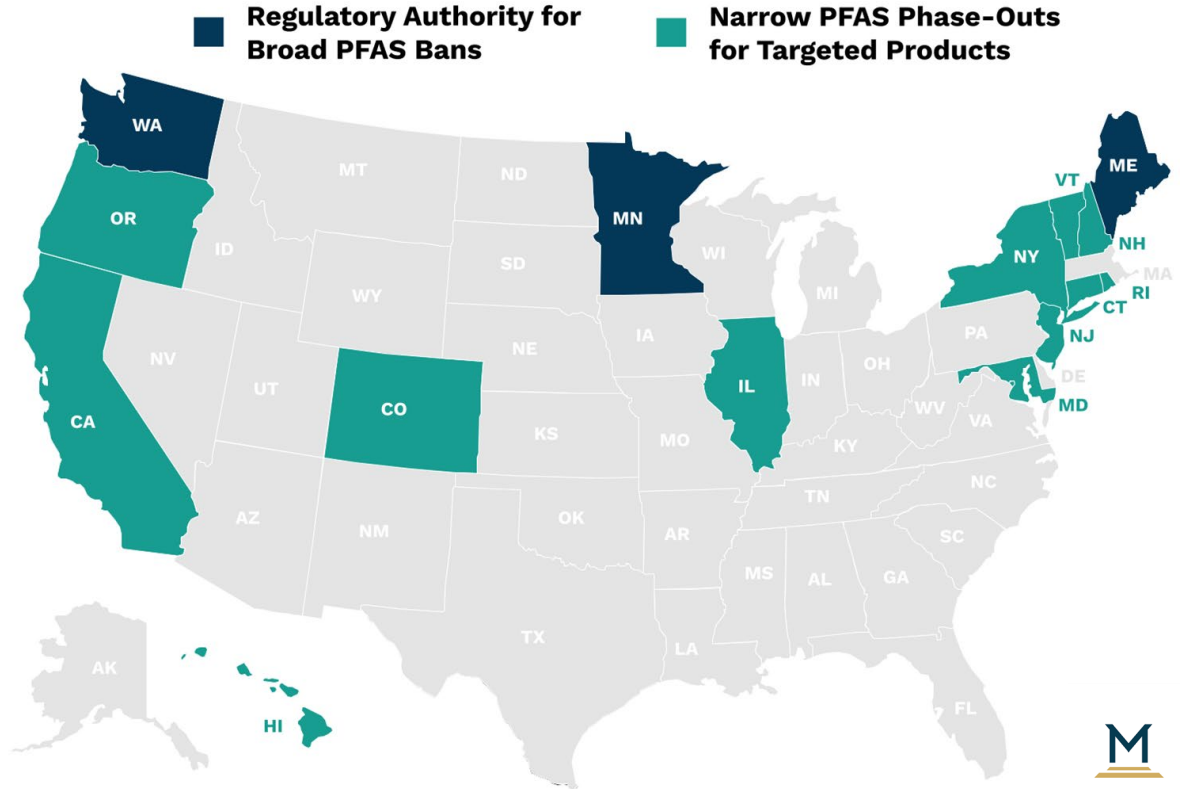


States Target PFAS in Consumer Products

Maine amended the Act to Stop PFAS Pollution in **2023** to extend the reporting deadline from 2023 to **2025** and to exempt small businesses.

Lawmakers amended the Act again in **2024** to delay and significantly narrow **reporting requirements**:

- Now only applies to products with **“unavoidable use”** determinations from DEP after a sales ban has taken effect.
- Reporting for other products containing “intentionally” added PFAS delayed until **2032** (from original 2023 deadline).

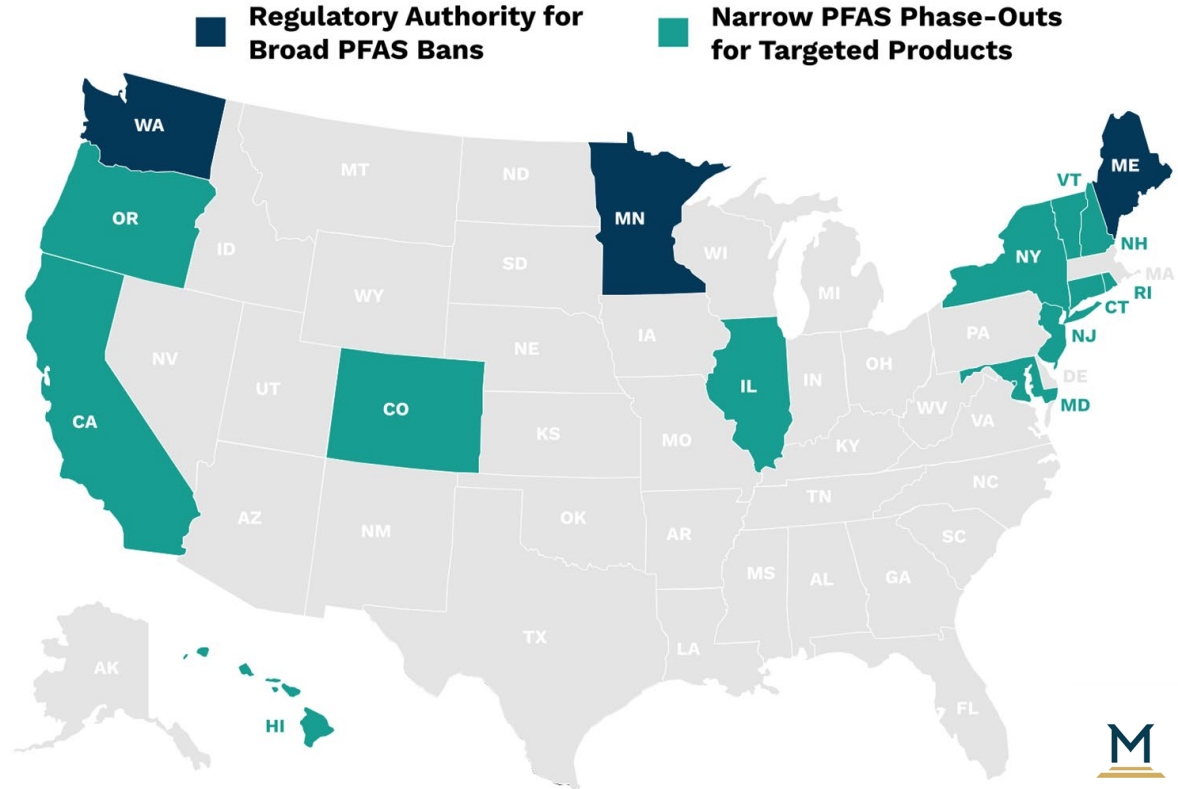


States Target PFAS in Consumer Products

Washington enacted the Safer Products for Washington Act in 2019 and in 2022 lawmakers amended the law to accelerate action on PFAS in consumer products to be **implemented in stages**.

Lawmakers authorized the Department of Ecology to develop regulations restricting the manufacture, sale, and distribution of “priority chemicals” — which include PFAS — and then identify “priority consumer products” that utilize the targeted chemicals.

Separately, lawmakers have banned PFAS from various **food packaging** (implemented in 2023 and 2024) and **firefighting foam** (2020).



Washington Department of Ecology's four-phase implementation process

Phase 1



PRIORITY CHEMICAL CLASSES

Select priority chemicals and chemical classes to focus on during the cycle.

Phase 2



PRIORITY CONSUMER PRODUCTS

Identify which consumer products contain these chemicals and can harm people and the environment.

Phase 3



REGULATORY ACTIONS

Determine whether we'll regulate when these chemicals are used. Will we require notice, restrict/prohibit, or take no action?

Phase 4



RULEMAKING

Restrict the use of chemicals in products or require reporting to keep people and the environment safer.

Back to
Phase 1

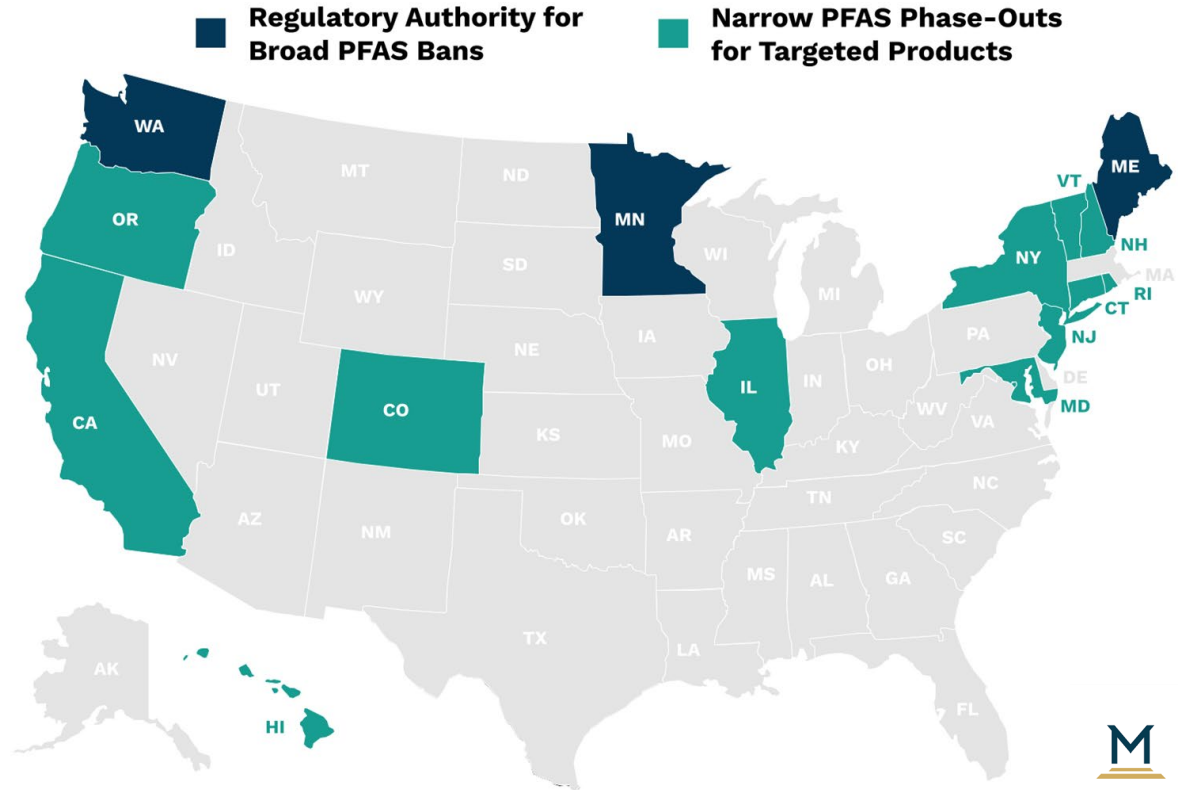


States Target PFAS in Consumer Products

Washington enacted the Safer Products for Washington Act in 2019 and in 2022 lawmakers amended the law to accelerate action on PFAS in consumer products to be **implemented in stages**.

Cycle 1 (rule finalized in 2023):

- **2024:** outdoor furniture (reporting)
- **2025:** carpets and rugs
- **2025:** aftermarket stain and water-resistance treatments
- **2026:** indoor furniture

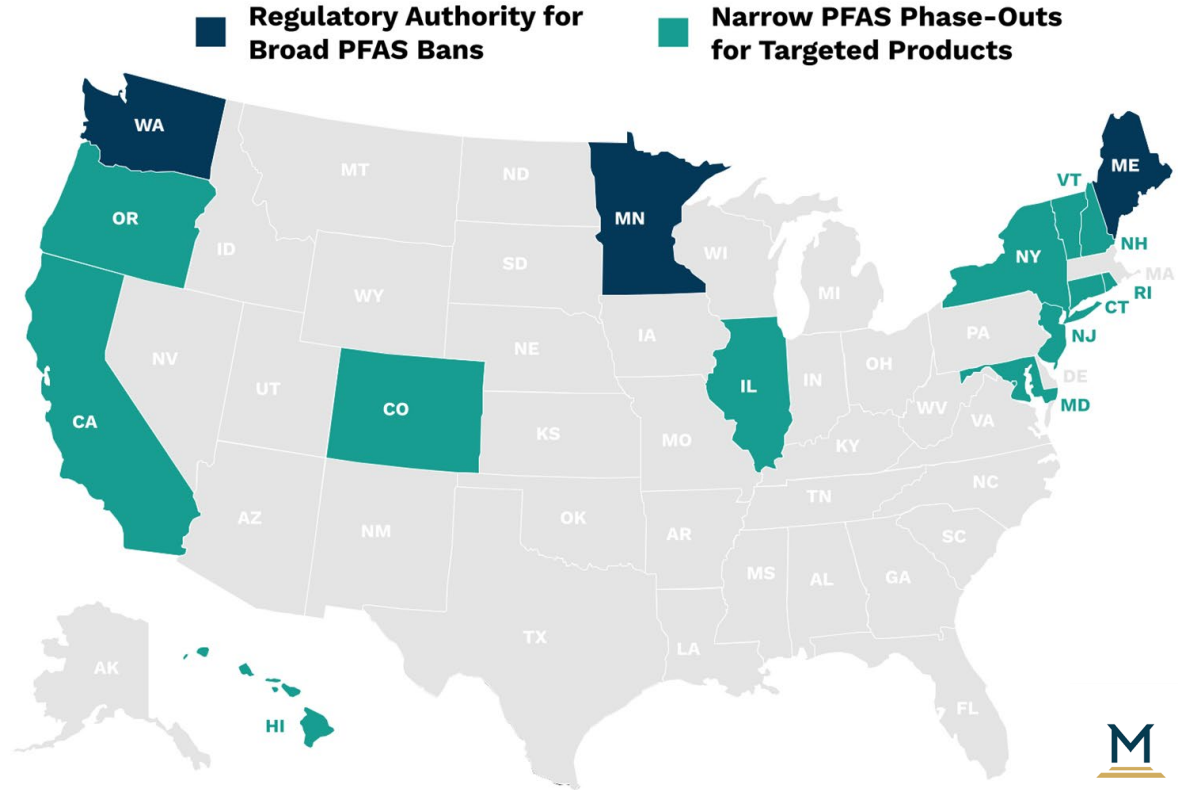


States Target PFAS in Consumer Products

Washington enacted the Safer Products for Washington Act in 2019 and in 2022 lawmakers amended the law to accelerate action on PFAS in consumer products to be **implemented in stages**.

Cycle 1.5 (proposed in 2022):

- Apparel and gear
- Firefighting PPE (reporting)
- Cleaning products
- Automotive washes
- Automotive waxes (reporting)
- Floor waxes (reporting)
- Ski waxes (reporting)
- Hard surface sealants (reporting)
- Cookware and kitchen supplies (reporting)

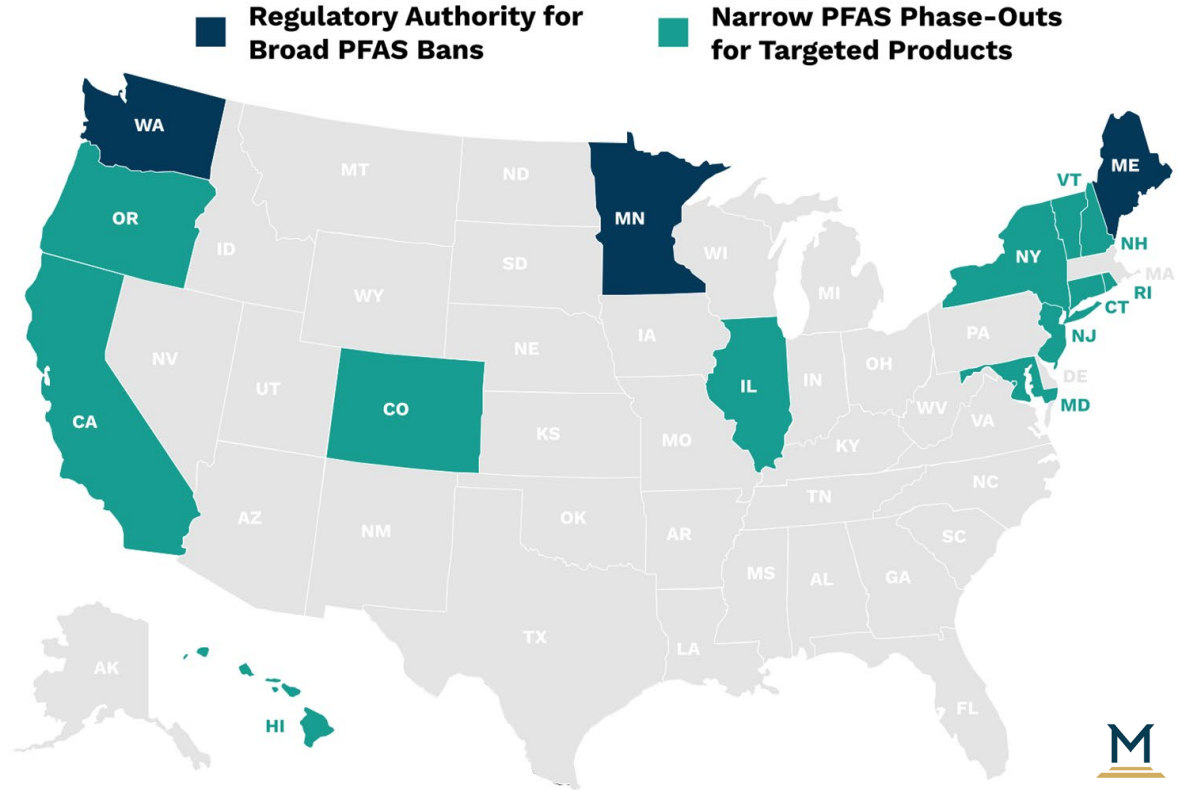


States Target PFAS in Consumer Products

Minnesota enacted “Amara’s Law” in 2023, which bans the “nonessential” use of PFAS chemicals in the state, and will be implemented in three stages:

1. Bans sale of **certain** PFAS containing products in **2025**
2. Establishes **reporting requirements** for PFAS containing products in **2026**
3. Bans non-essential uses of PFAS in **all products** by **2032**

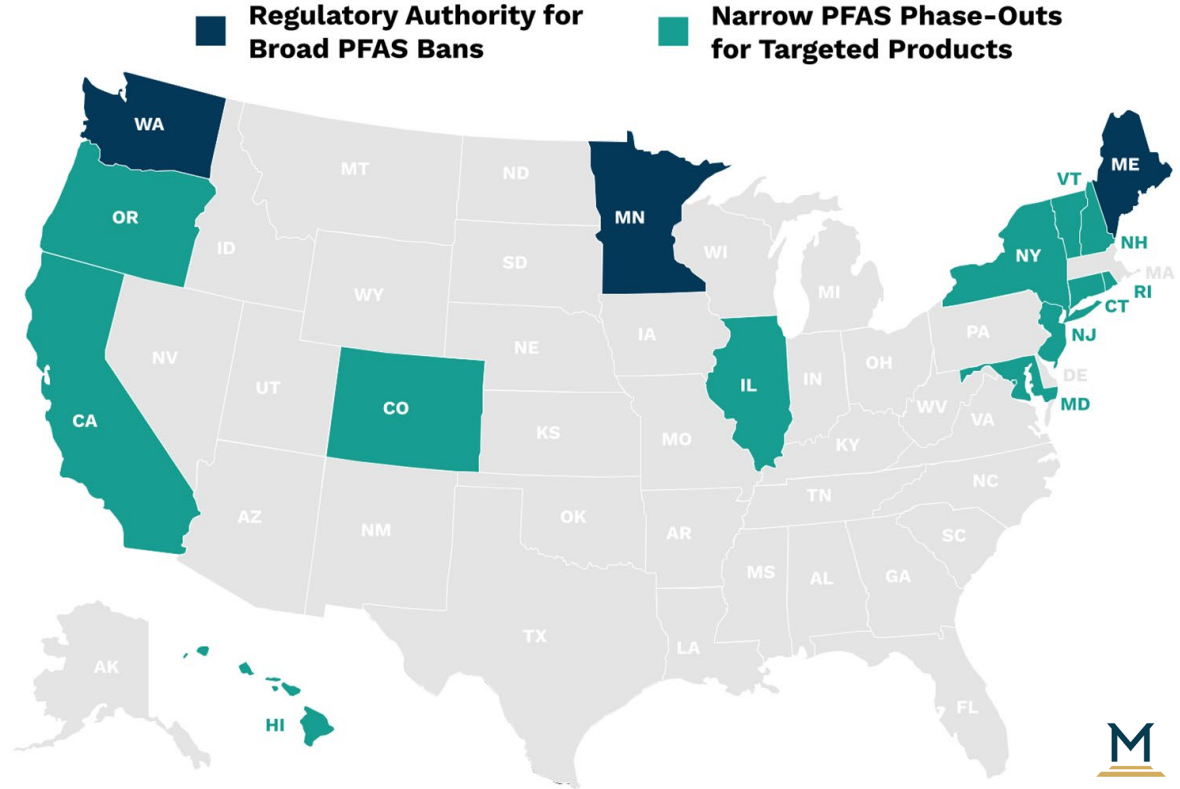
* excludes medical devices and pesticides



States Target PFAS in Consumer Products

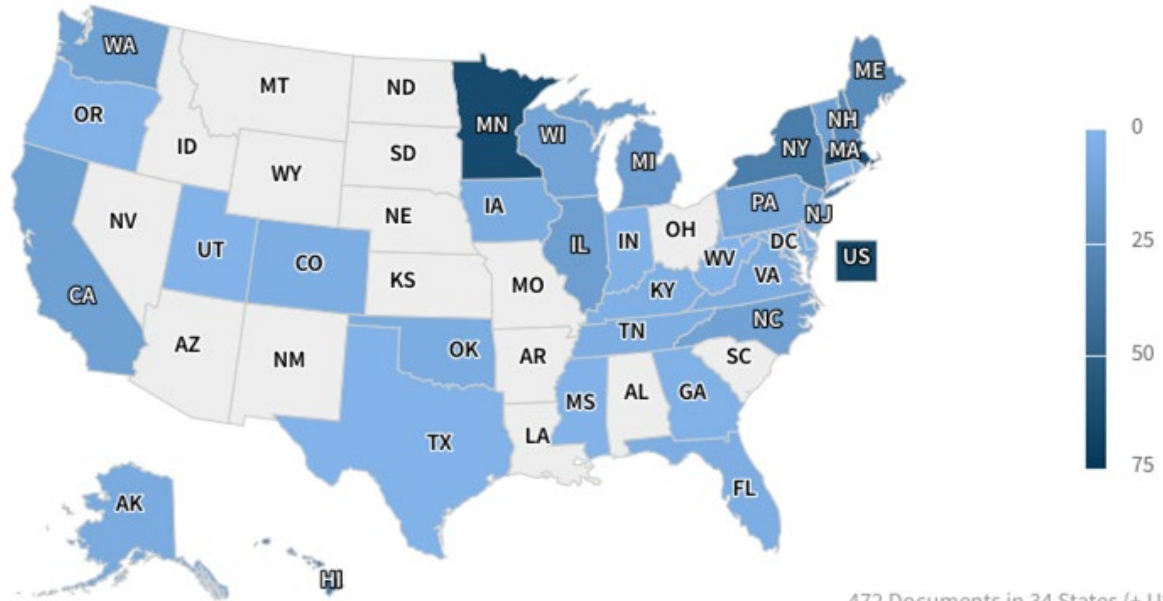
Minnesota enacted “Amara’s Law” in 2023, which bans sale of certain products containing “intentionally” added PFAS in 2025:

- Carpets or rugs
- Cleaning products
- Cookware
- Cosmetics
- Dental floss
- Fabric treatments
- Juvenile products
- Menstruation products
- Textile furnishings
- Ski wax
- Upholstered furniture



States Engaging with PFAS

Still a **very active issue** and we expect activity to continue in the foreseeable future.



472 Documents in 34 States (+ US)



MULTISTATE