SENATE BILL NO. 67

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTY-THIRD LEGISLATURE - FIRST SESSION

BY SENATORS KIEHL, Gray-Jackson, Dunbar, Giessel, Claman, Kawasaki, Tobin, Stevens, Wielechowski

Introduced: 2/10/23
Referred: Resources, Finance

A BILL

FOR AN ACT ENTITLED

"An Act relating to firefighting substances; and providing for an effective date."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

*** Section 1.** AS 46.03 is amended by adding a new section to article 5 to read:

Sec. 46.03.340. Use of firefighting substances. (a) Notwithstanding AS 46.03.320, a person may not use a firefighting substance that contains a perfluoroalkyl substance or polyfluoroalkyl substance in the state unless the use is permitted under (b) of this section or required by federal law.

(b) Unless the state fire marshal adopts regulations under (c) of this section requiring use of an alternative firefighting substance, a person engaged in the business of oil or gas production, transmission, transportation, or refining may use a firefighting substance that contains a perfluoroalkyl substance or polyfluoroalkyl substance in the state.

(c) If the state fire marshal determines an alternative firefighting substance listed by an organization recognized by the federal Occupational Safety and Health Administration's Nationally Recognized Testing Laboratory Program is safe and

effective, the state fire marshal shall adopt regulations requiring use of the alternative firefighting substance. The regulations must state the proposed effective date of the regulations.

(d) The department shall ensure the state accepts for disposal from a person domiciled in the state a firefighting substance that contains a perfluoroalkyl substance or polyfluoroalkyl substance in a quantity not to exceed 25 gallons each year.

*** Sec. 2.** This Act takes effect January 1, 2024.