

PFAS Legislation: A 50-State Overview

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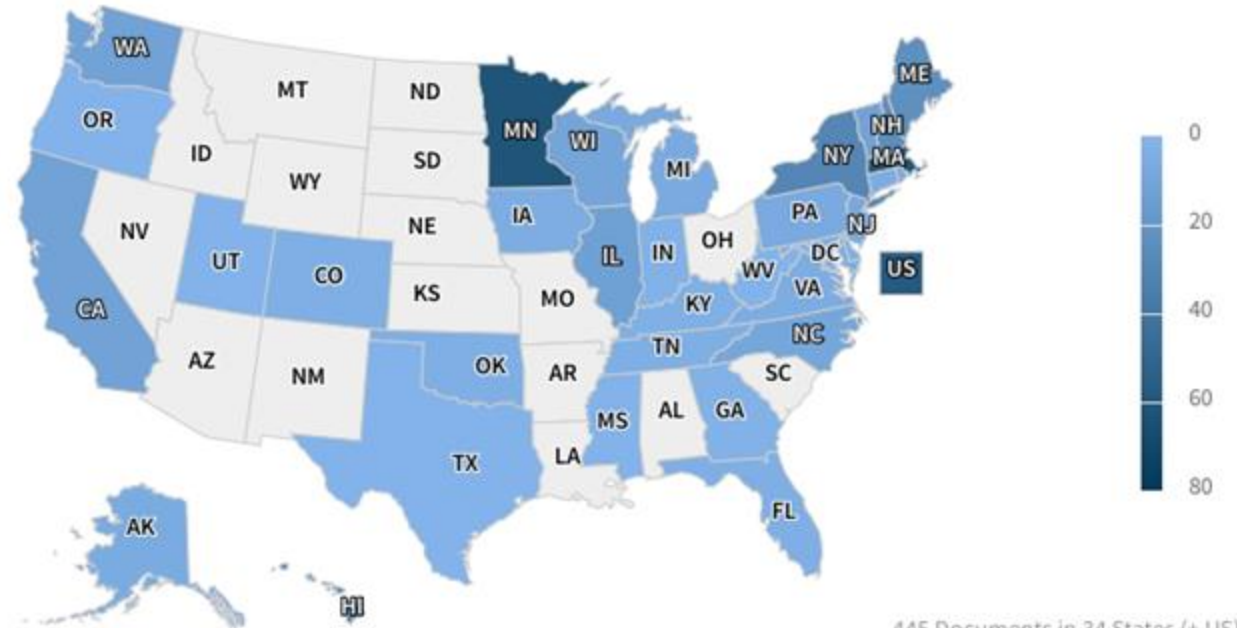
States Engaging with PFAS

Currently, state lawmakers have introduced **445 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**).

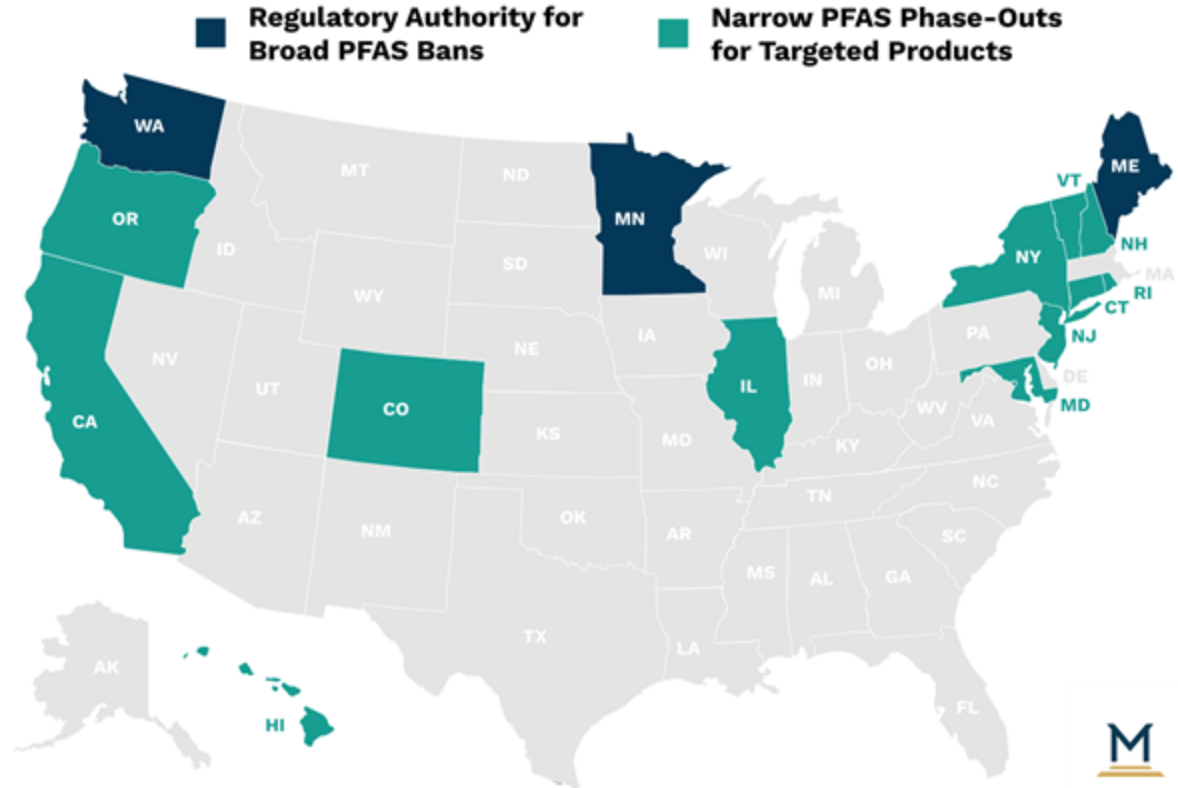
Today, much of the focus is on **consumer products** (starting around 2018–19). This phase has focused on

1. **reporting** requirements,
2. prohibiting the sale of **certain** PFAS containing products, 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.

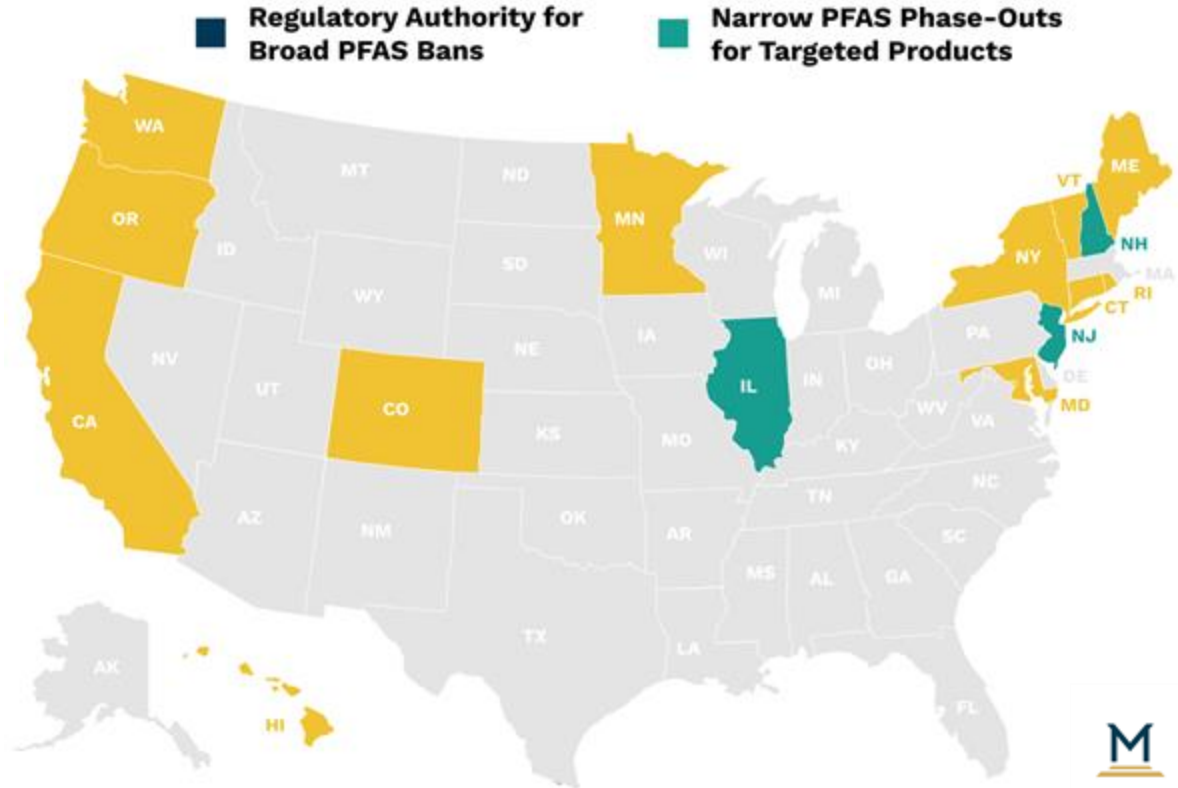


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- **Food packaging (12 states)**

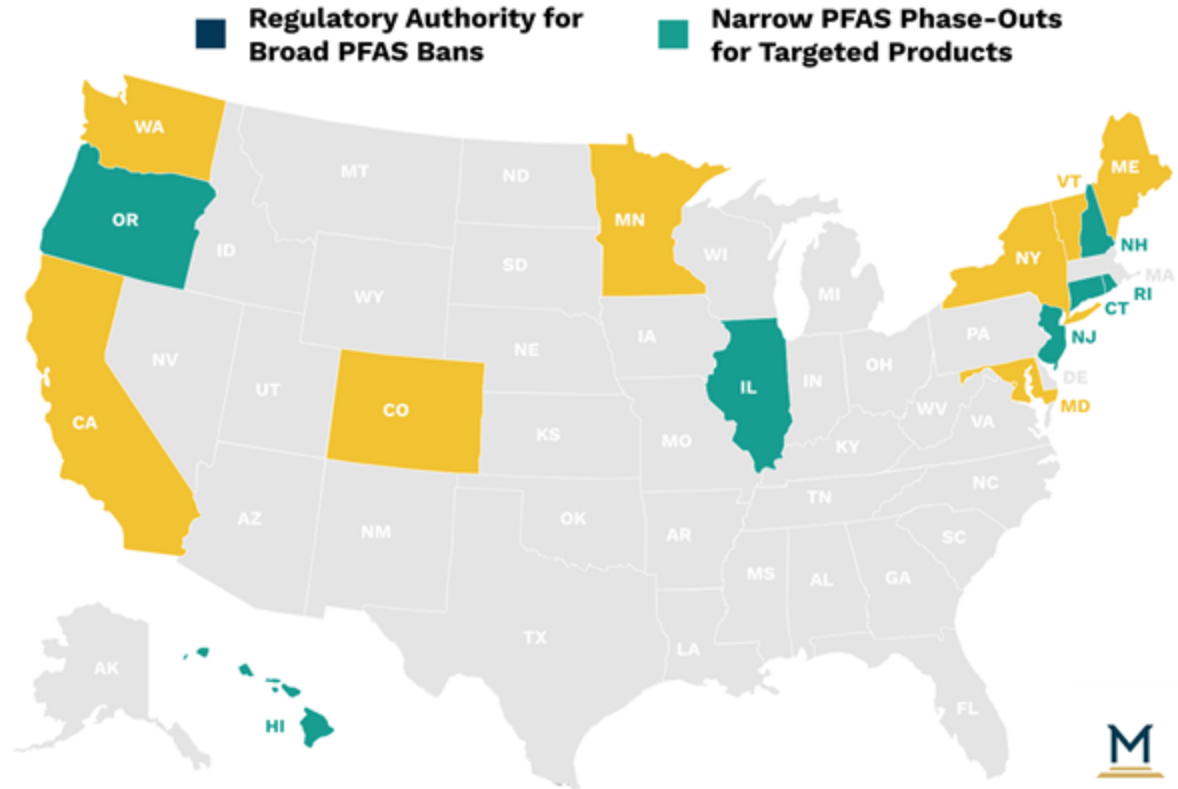


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- Carpets and rugs (8 states)

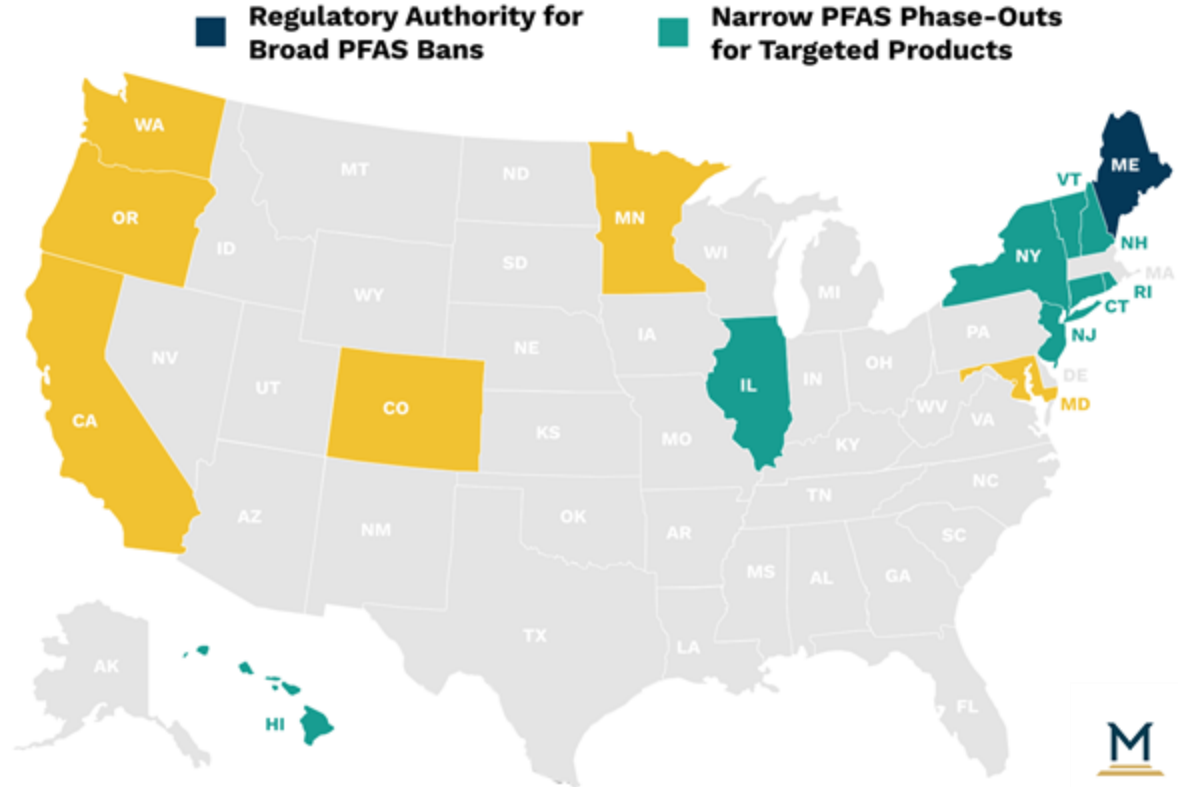


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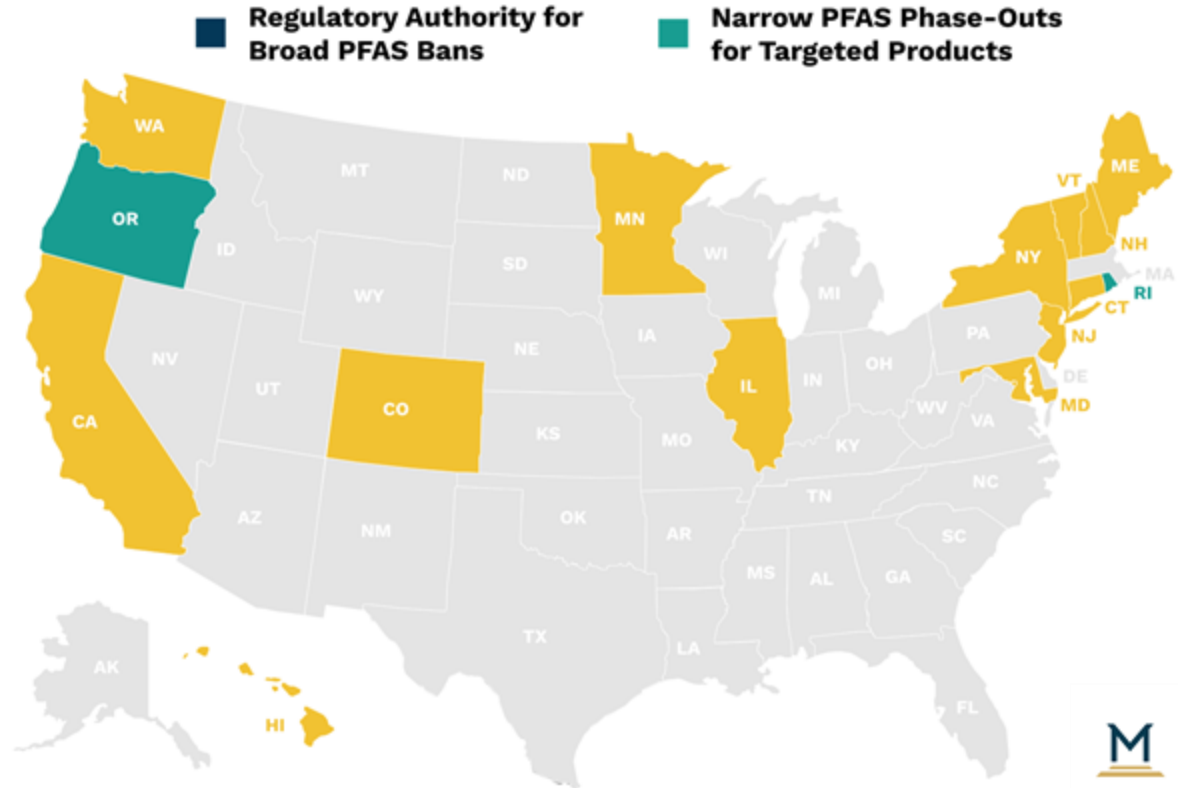


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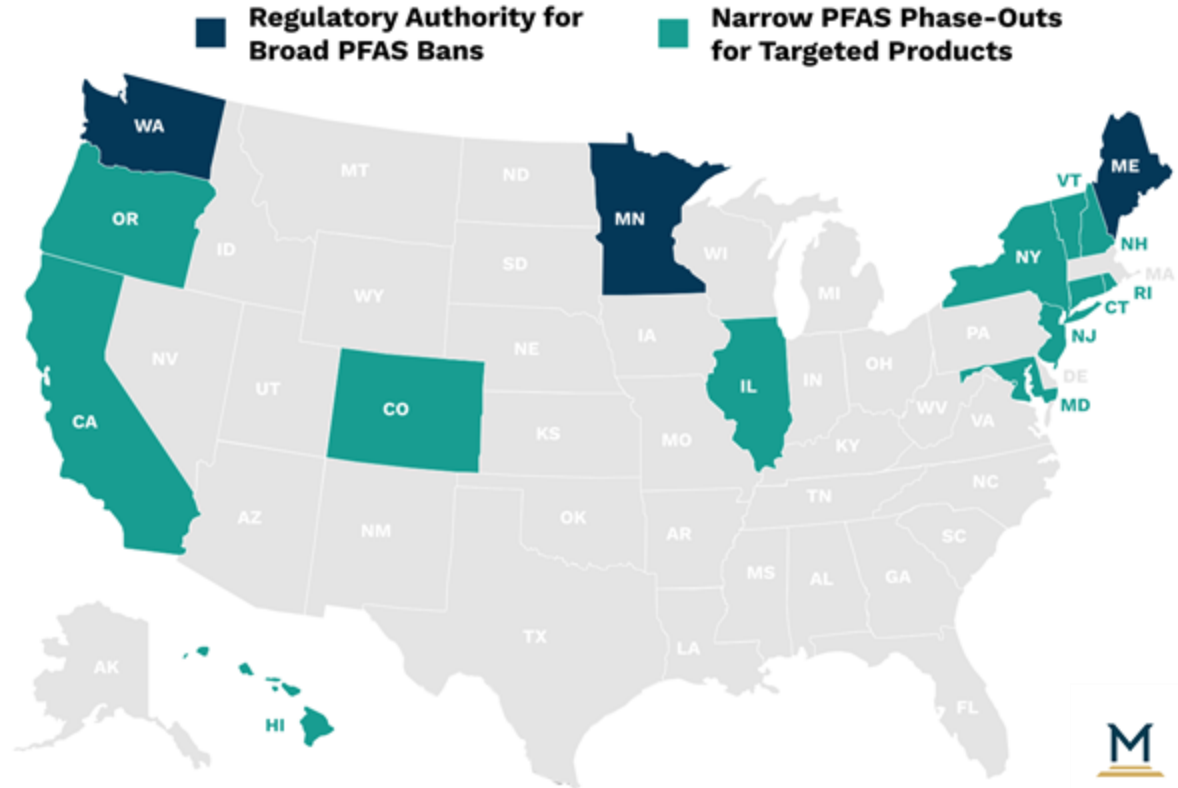
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- Cosmetics (6 states)
- **Firefighting foam (13 states)**



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

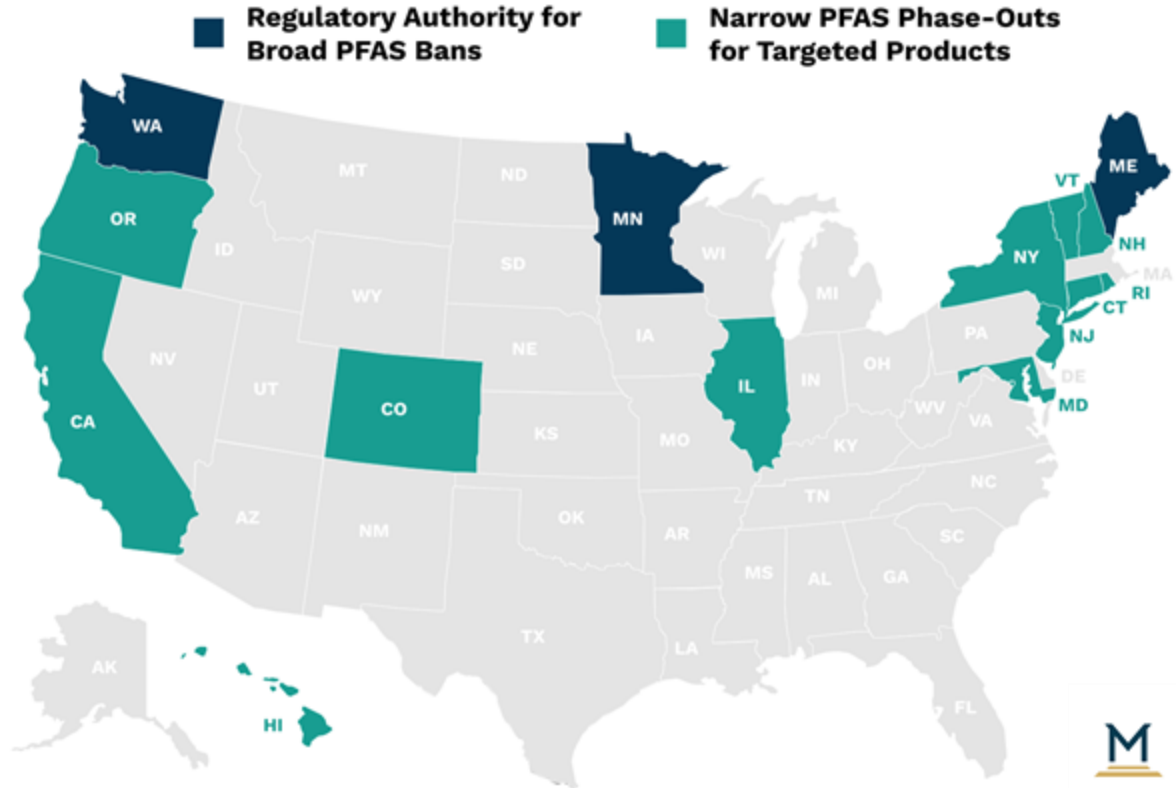


States Target PFAS in Consumer Products

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:

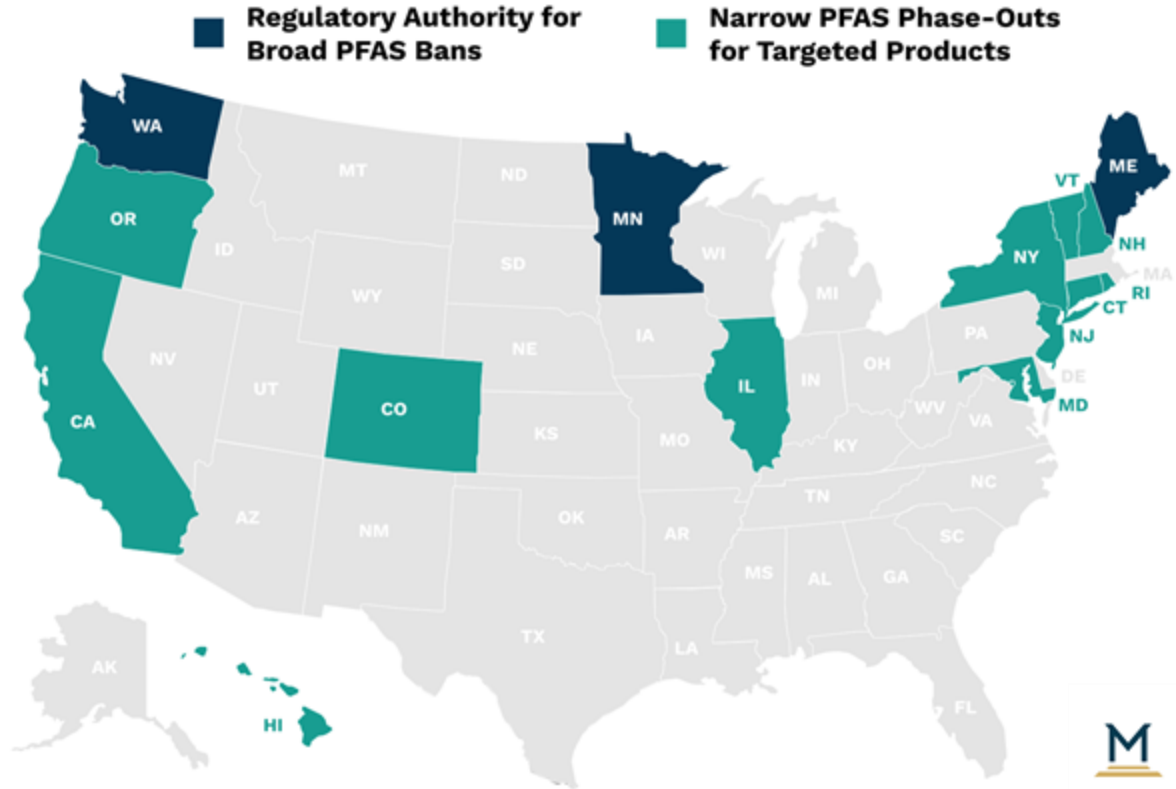
- Now only applies to products with “**unavoidable use**” determinations from DEP after a sales ban has taken effect.
- Reporting for other products containing “intentionally” added PFAS delayed until **2032** (from original 2023 deadline).



States Target PFAS in Consumer Products

Maine's 2024 amendments made significant changes to the Act's general ban on PFAS product sales:

- Delayed the general ban of PFAS product sales from 2030 to **2032**
- Identified certain products that are **exempt** from the sales ban.
- Added a scheduled phase out of certain PFAS products:
 - **2026**: cleaning products, cookware, cosmetics, dental floss, juvenile products, menstruation products, ski wax, upholstered furniture, most textiles
 - Additional products in **2029**, **2032**, and **2040**.

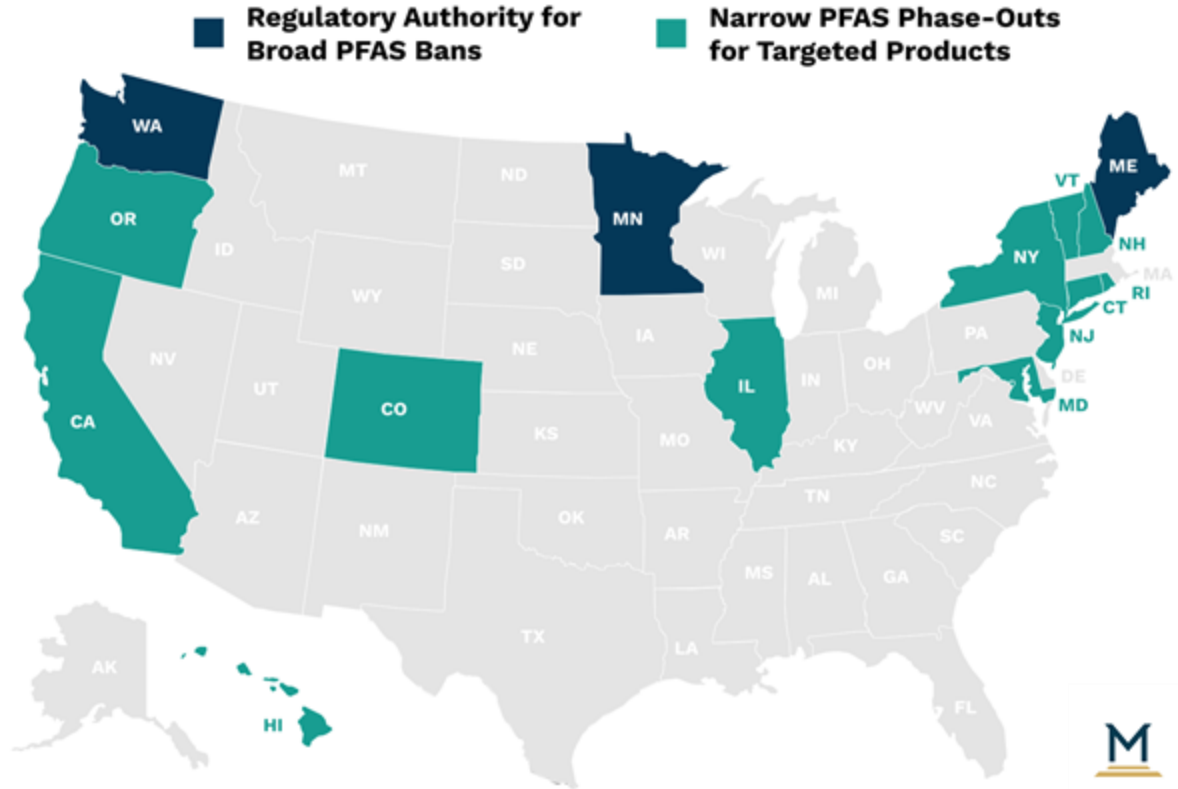


States Target PFAS in Consumer Products

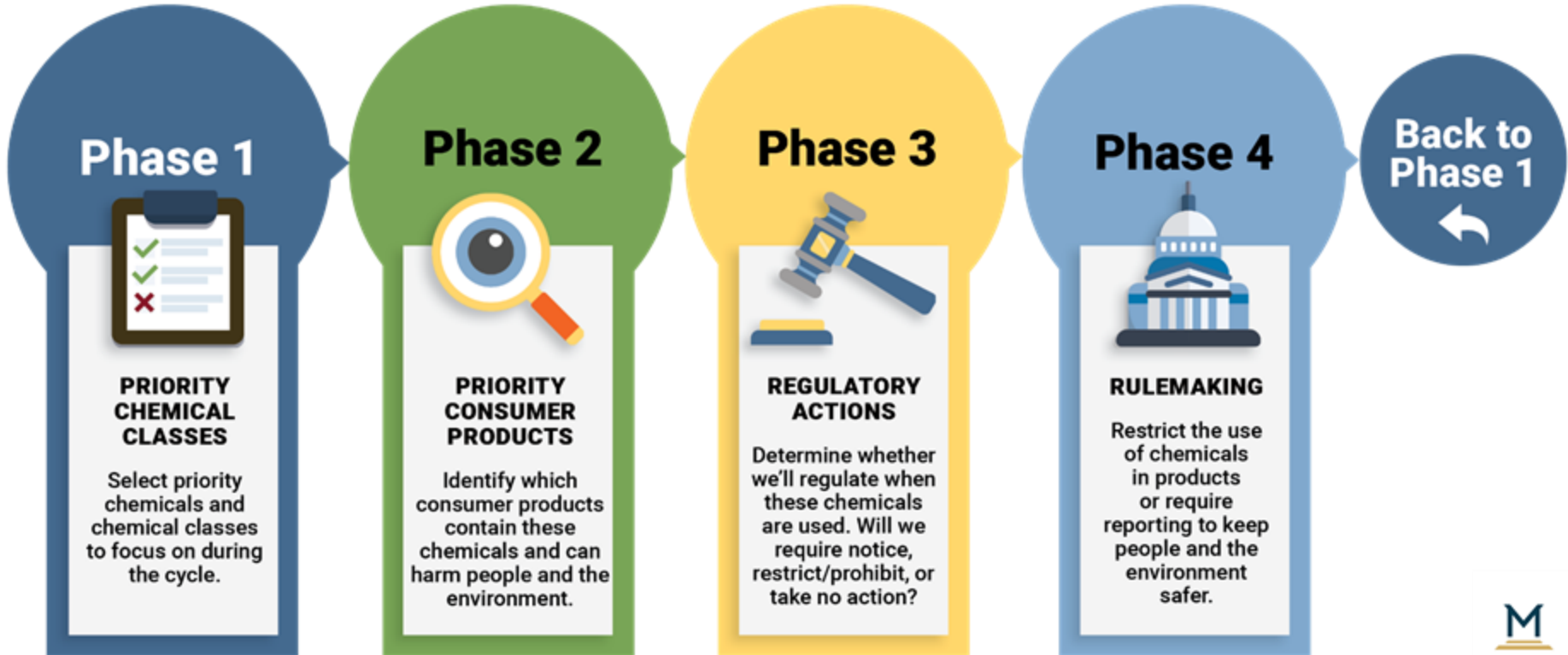
Washington enacted the Safer Products for Washington Act in **2019** and in **2022** lawmakers amended the law to accelerate action on PFAS in consumer products to be **implemented in stages**.

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

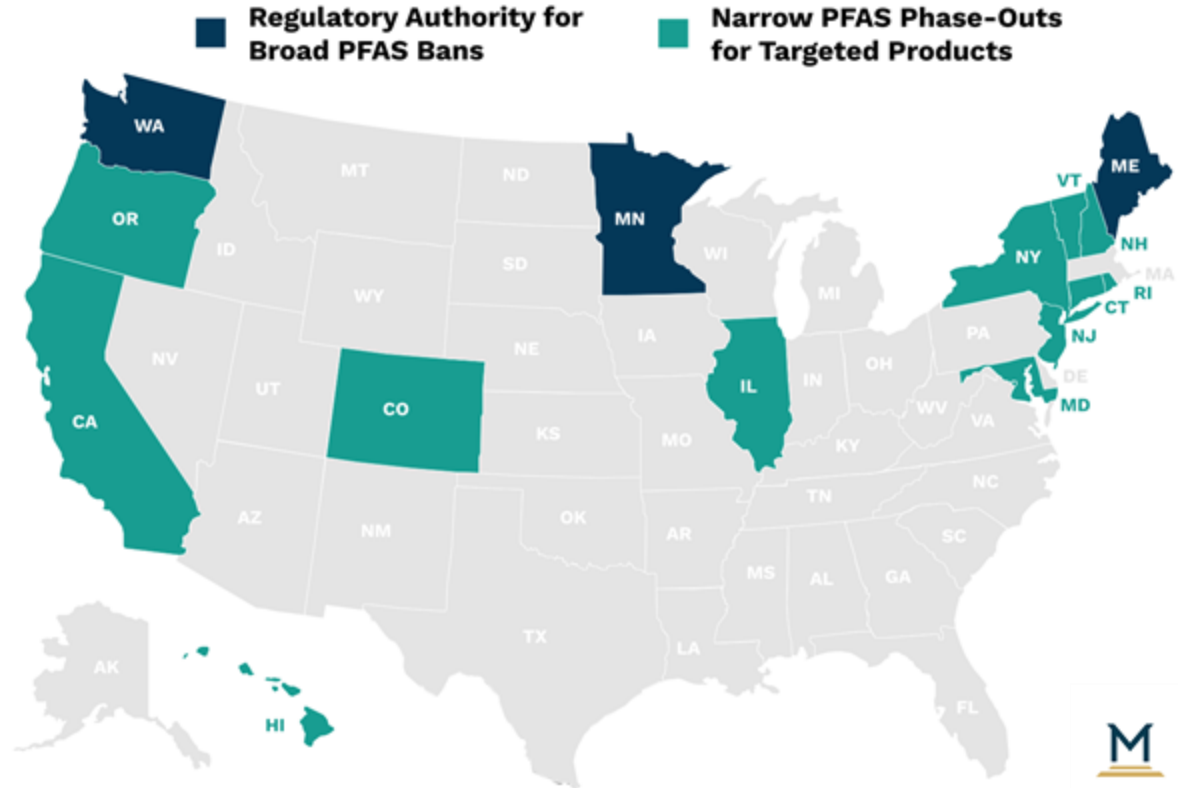


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Cycle 1 (rule finalized in 2023):

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

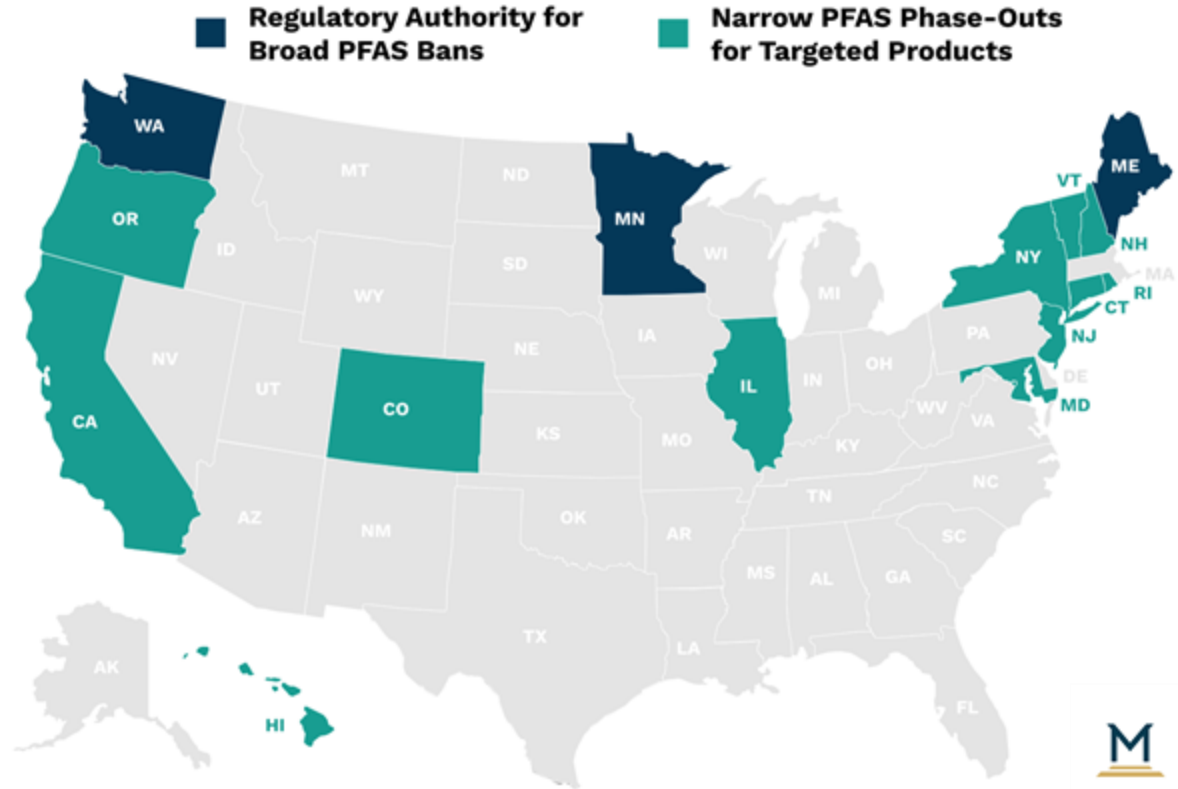


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Cycle 1.5 (proposed in 2022):

- 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)

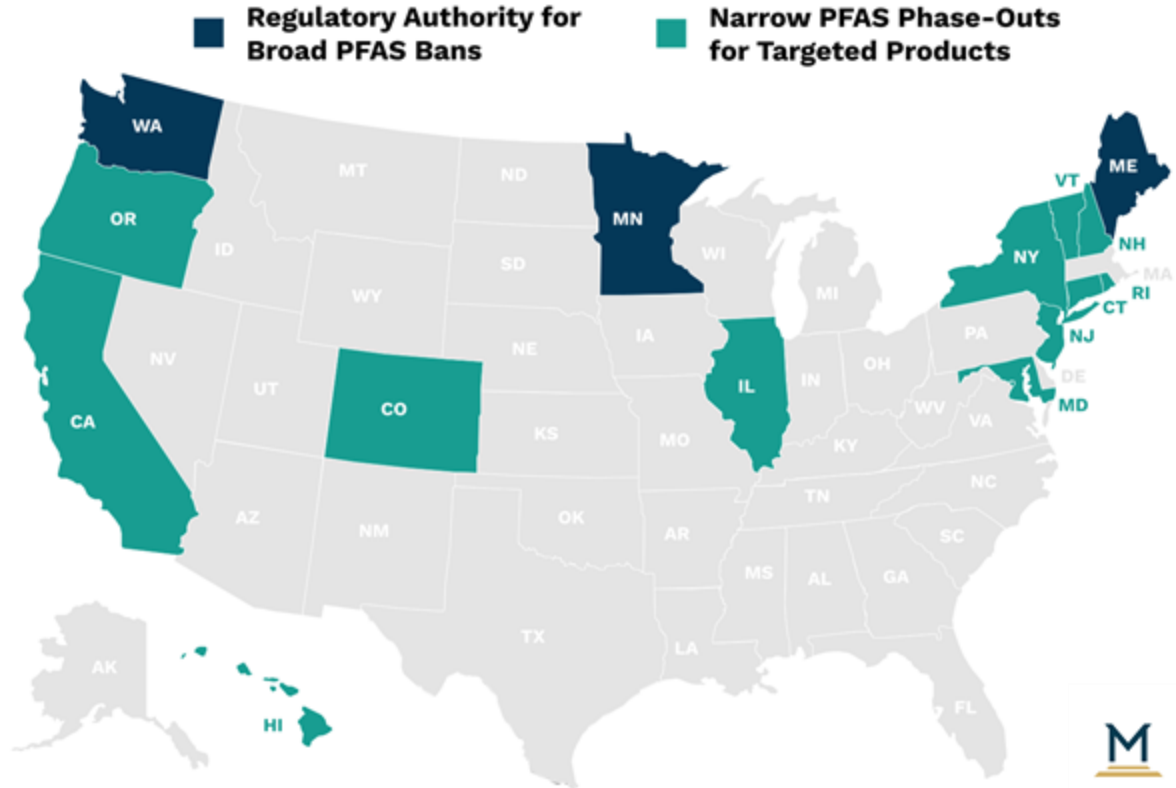


States Target PFAS in Consumer Products

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**

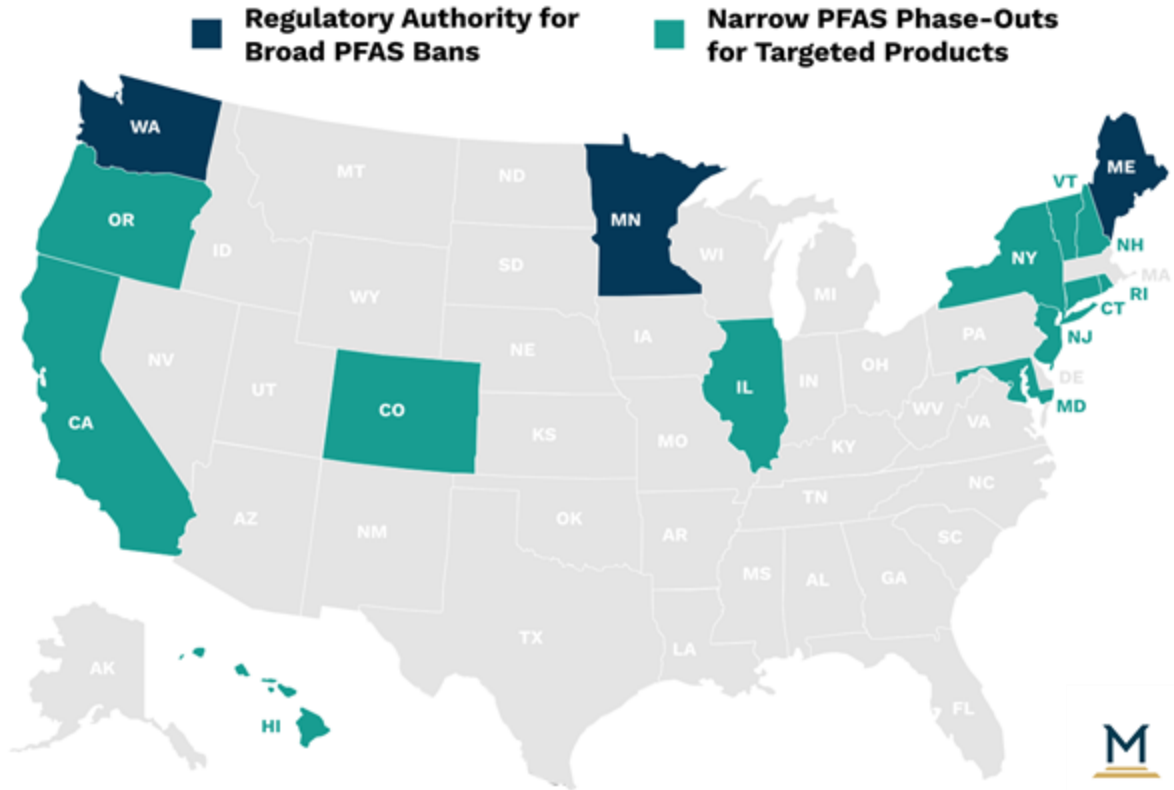
* excludes pesticides



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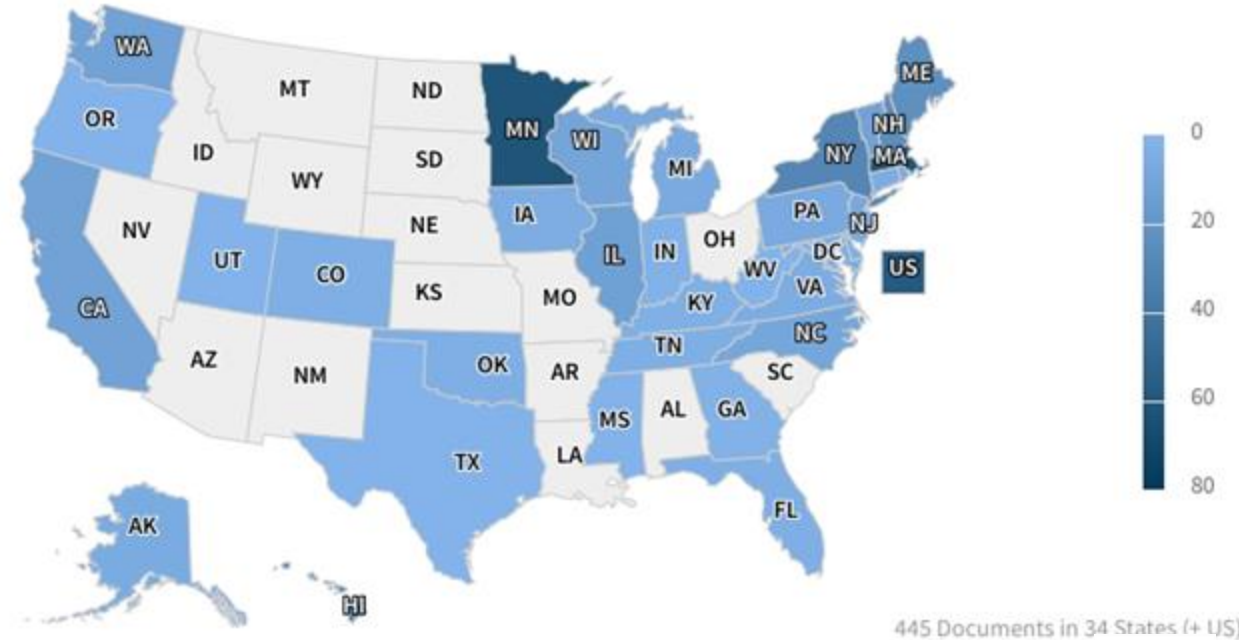
Minnesota enacted “Amara’s Law” in 2023, which bans sale of certain products containing “intentionally” added PFAS in 2025:

- 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.





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