

By Senator Harrell

31-01361A-26

20261230

21 Be It Enacted by the Legislature of the State of Florida:

23 Section 1. Section 376.911, Florida Statutes, is created to
24 read:

25 376.911 Aqueous film-forming foam.-
26 (1) As used in this section, the term "aqueous film-forming
27 foam" means any firefighting foam containing intentionally added
28 perfluoroalkyl and polyfluoroalkyl substances, including
29 perfluorooctanoic acid and perfluorooctane sulfonate as defined

31-01361A-26

20261230

30 by the United States Environmental Protection Agency.

31 (2) Effective July 1, 2026:

32 (a) Aqueous film-forming foam may not be used for any
33 nonemergency instruction, training, or testing.

34 (b) All entities in possession of aqueous film-forming foam
35 must report inventories to the department.

36 (3) Effective July 1, 2027:

37 (a) The sale, purchase, or distribution of aqueous film-
38 forming foam within this state is prohibited.

39 (b) All entities with remaining inventories of aqueous
40 film-forming foam must submit a disposal plan to the department.

41 (4) Effective July 1, 2028, possession and use of aqueous
42 film-forming foam is prohibited in this state.

43 (5) The prohibition under subsection (4) does not apply to:

44 (a) Federal aviation facilities required to comply with 14
45 C.F.R. part 139.

46 (b) Military applications where alternatives do not exist.

47 (c) Emergency firefighting situations where alternative
48 firefighting foam is not available.

49 (6) The department shall:

50 (a) Adopt rules for containment, collection, and disposal
51 of aqueous film-forming foam.

52 (b) Maintain a registry of firefighting foam alternatives
53 that do not contain perfluoroalkyl and polyfluoroalkyl
54 substances.

55 (c) Provide technical assistance and grants for transition
56 to products that do not contain perfluoroalkyl and
57 polyfluoroalkyl substances.

58 (7) The department may administer grants or cost-share

31-01361A-26

20261230

59 programs to assist local fire departments and airports in
60 transitioning to products that do not contain perfluoroalkyl and
61 polyfluoroalkyl substances.

62 (8) A person who violates this act is subject to:

63 (a) Civil penalties not to exceed \$10,000 for each
64 violation for each day the violation persists.

65 (b) Additional penalties for failure to report inventories
66 or submit disposal plans.

67 (9) The department may seek injunctive relief to enforce
68 compliance with this section.

69 Section 2. Subsection (12) is added to section 403.086,
70 Florida Statutes, to read:

71 403.086 Sewage disposal facilities; advanced and secondary
72 waste treatment.—

73 (12) All public entities disposing of domestic wastewater
74 biosolids that have a designed average daily flow of 25,000 or
75 more gallons per day must annually conduct at least one
76 biosolids sampling for perfluoroalkyl and polyfluoroalkyl
77 substances, including perfluorooctanoic acid and perfluorooctane
78 sulfonate, and submit the results to the department. The
79 sampling must be conducted in accordance with department rules
80 adopted under s. 403.0855.

81 Section 3. This act shall take effect July 1, 2026.