

118TH CONGRESS
1ST SESSION

S. 1929

To direct the Administrator of the Federal Aviation Administration to provide progress reports on the development and implementation of the national transition plan related to a fluorine-free firefighting foam, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JUNE 12, 2023

Mr. PETERS (for himself, Mr. MORAN, Ms. DUCKWORTH, Mr. WARNOCK, and Ms. BALDWIN) introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

A BILL

To direct the Administrator of the Federal Aviation Administration to provide progress reports on the development and implementation of the national transition plan related to a fluorine-free firefighting foam, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “PFAS-Free Fire-
5 fighting Foam Transition Reporting Act”.

1 **SEC. 2. PROGRESS REPORTS ON THE NATIONAL TRANSI-**
2 **TION PLAN RELATED TO A FLUORINE-FREE**
3 **FIREFIGHTING FOAM.**

4 (a) IN GENERAL.—Not later than 180 days after the
5 date of enactment of this section, and every 180 days
6 thereafter until the progress report termination date de-
7 scribed in subsection (c), the Administrator of the FAA,
8 in consultation with the Administrator of the Environ-
9 mental Protection Agency and the Secretary of Defense,
10 shall submit to the appropriate committees of Congress
11 a progress report on the development and implementation
12 of a national transition plan related to a fluorine-free fire-
13 fighting foam that—

14 (1) meets the performance standards referenced
15 in chapter 6 of AC No: 150/5210–6D and is accept-
16 able under section 139.319(l) of title 14, Code of
17 Federal Regulations, for use at part 139 airports;
18 and

19 (2) includes the issuance of guidance related to
20 the use of fluorine-free firefighting foam at airports
21 that are not part 139 airports, consistent with sub-
22 section (b)(3).

23 (b) REQUIRED INFORMATION.—Each progress report
24 required by subsection (a) shall include the following:

1 (1) An assessment of the progress made by the
2 FAA with respect to providing part 139 airports
3 with—

4 (A) guidance from the Environmental Pro-
5 tection Agency on acceptable environmental lim-
6 its relating to such fluorine-free firefighting
7 foam;

8 (B) guidance from the Department of De-
9 fense on that department's transition to a fluo-
10 rine-free firefighting foam;

11 (C) best practices for the decontamination
12 of existing aircraft rescue and firefighting vehi-
13 cles, systems, and other equipment used to de-
14 ploy firefighting foam at part 139 airports; and

15 (D) timelines for the release of policy and
16 guidance relating to part 139 airport implemen-
17 tation plans for obtaining approved military
18 specification products and firefighting personnel
19 training.

20 (2) A comprehensive list of the amount of roll-
21 ing stock of firefighting foam at each part 139 air-
22 port as of the date of the submission of the progress
23 report and the number of gallons regularly kept in
24 reserve at each such airport.

1 (3) An assessment of the progress made by the
2 FAA with respect to providing airports that are not
3 part 139 airports, and local authorities with respon-
4 sibility for inspection and oversight at such airports,
5 with guidance relating to the use of fluorine-free
6 firefighting foam at such airports that includes the
7 guidance, best practices, and timelines required by
8 paragraph (1) for part 139 airports, but modified to
9 the extent appropriate for application to airports
10 that are not part 139 airports.

11 (4) Such other information as the Adminis-
12 trator of the FAA determines appropriate.

13 (c) PROGRESS REPORT TERMINATION DATE.—For
14 purposes of subsection (a), the progress report termi-
15 nation date described in this subsection is the date on
16 which the Administrator of the FAA notifies the appro-
17 priate committees of Congress that development and im-
18 plementation of the national transition plan described in
19 subsection (a) is complete.

20 (d) DEFINITIONS.—In this section:

21 (1) APPROPRIATE COMMITTEES OF CON-
22 GRESS.—The term “appropriate committees of Con-
23 gress” means the Committee on Transportation and
24 Infrastructure of the House of Representatives and

1 the Committee on Commerce, Science, and Trans-
2 portation of the Senate.

3 (2) FAA.—The term “FAA” means the Fed-
4 eral Aviation Administration.

5 (3) PART 139 AIRPORT.—The term “part 139
6 airport” means an airport certified under part 139
7 of title 14, Code of Federal Regulations.

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