

P.L. 2025, CHAPTER 373, *approved January 20, 2026*
Assembly Committee Substitute (*First Reprint*) for
Assembly Committee Substitute for
Assembly, Nos. 5195 and 5223

1 **AN ACT** concerning perfluoroalkyl and polyfluoroalkyl substances
2 in firefighting personal protective equipment and supplementing
3 Title 56 of the Revised Statutes.
4
5 **BE IT ENACTED** *by the Senate and General Assembly of the State*
6 *of New Jersey:*
7
8 1. As used in this act:
9 “Firefighting personal protective equipment” means any clothing
10 or wearable items designed, intended, or marketed to be worn by
11 firefighting personnel in the performance of their duties that are
12 designed for use in fire and rescue activities, including, but not
13 limited to, jackets, pants, footwear, gloves, helmets, and respiratory
14 equipment.
15 “Intentionally added PFAS” means PFAS added to a product or
16 intentionally used during the development of a product or one of its
17 product components to provide a specific characteristic, appearance,
18 or quality, or to perform a specific function. “Intentionally added
19 PFAS” includes any degradation byproducts of PFAS.
20 “Intentionally added PFAS” shall not include any technically
21 unavoidable trace quantity of PFAS, which stems from impurities in
22 the ingredients of the product, or from the manufacturing process,
23 storage, or packaging of the product.
24 “Perfluoroalkyl and polyfluoroalkyl substances” or “PFAS”
25 means the same as defined in subsection k. of section 1 of P.L.2023,
26 c.243 (C.56:8-229).
27
28 2. a. For the purposes of this section, a person shall be
29 considered a producer of a piece of firefighting personal protective
30 equipment if the person meets one of the following criteria:
31 (1) the person manufactures the firefighting personal protective
32 equipment and owns, or is the licensee of, the brand or trademark
33 under which the firefighting personal protective equipment is used
34 in a commercial enterprise, sold, offered for sale, or distributed in
35 the State;

EXPLANATION – Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.
Matter enclosed in superscript numerals has been adopted as follows:
¹ Senate floor amendments adopted December 22, 2025.

1 (2) if there is no person in the State who is the producer pursuant
2 to paragraph (1) of this subsection, the producer shall be the owner,
3 or, if the owner is not in the State, the exclusive licensee of, a brand
4 or trademark under which the firefighting personal protective
5 equipment is used in a commercial enterprise, sold, offered for sale,
6 or distributed in the State. As used in this paragraph, "licensee"
7 means a person holding the exclusive right to use a trademark or
8 brand in the State in connection with the manufacture, sale, or
9 distribution of a product; or

10 (3) if there is no person in the State who is the producer pursuant
11 to paragraphs (1) or (2) of this subsection, the producer shall be the
12 person who first sells the firefighting personal protective equipment
13 in the State.

14 b. Beginning one year after the effective date of this act, a
15 producer that sells firefighting personal protective equipment
16 containing intentionally added PFAS shall provide written notice to
17 the purchaser at the time of sale stating:

18 (1) that the firefighting personal protective equipment contains
19 intentionally added PFAS;

20 (2) the reason for which the firefighting personal protective
21 equipment contains intentionally added PFAS; and

22 (3) the specific intentionally added PFAS contained within the
23 product, listed by chemical name and abbreviated name.

24 c. A producer that sells firefighting personal protective
25 equipment containing intentionally added PFAS and the purchaser
26 of the firefighting personal protective equipment containing
27 intentionally added PFAS shall retain a copy of the written notice
28 provided pursuant to subsection b. of this section for at least three
29 years from the date of purchase. Upon request from the Division of
30 Consumer Affairs in the Department of Law and Public Safety or
31 the Division of Fire Safety in the Department of Community
32 Affairs, the producer or purchaser shall furnish the written notice,
33 or a copy of the written notice, and associated sales documentation
34 to the applicable entity within 30 days of the request.

35 d. A violation of the provisions of subsection b. of this section
36 shall constitute an unlawful practice for the purposes of P.L.1960,
37 c.39 (C.56:8-1 et seq.), and the violator shall be subject to all
38 remedies and penalties available pursuant to P.L.1960, c.39
39 (C.56:8-1 et seq.).

40
41 3. a. Except as provided in subsection c. of this section,
42 beginning two years after the effective date of this act, no person
43 shall sell, offer for sale, manufacture, or distribute for sale or use in
44 the State any firefighting personal protective equipment containing
45 intentionally added PFAS.

46 b. A violation of the provisions of subsection a. of this section
47 shall constitute an unlawful practice for the purposes of P.L.1960,
48 c.39 (C.56:8-1 et seq.), and the violator shall be subject to all

1 remedies and penalties available pursuant to P.L.1960, c.39
2 (C.56:8-1 et seq.).

3 c. The provisions of this section shall not apply to non-clothing
4 personal protective equipment, including self-contained breathing
5 apparatuses and other respiratory protection products, hearing
6 protection products, and protective communication devices, until
7 January 1, **'[2032] 2030'** .

8
9 4. Nothing in this act shall be construed to impose liability on
10 any news media that accept or publish advertising for any product
11 that would otherwise be subject to the provisions of this act.

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13 5. This act shall take effect immediately.

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18 Requires producer of certain firefighting equipment containing
19 perfluoroalkyl and polyfluoroalkyl substances to provide written
20 notice to purchaser; prohibits sale, manufacture, and distribution of
21 certain firefighting equipment containing intentionally added
22 perfluoroalkyl and polyfluoroalkyl substances.