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California State Senate

SENATOR
BEN ALLEN

TWENTY-FOURTH SENATE DISTRICT



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August 8, 2024

The Honorable Daniel Berlant
California State Fire Marshal
715 P Street
Sacramento, CA 95814

Re: Part 139 Airport Compliance with SB 1044 (Allen, 2020)

Dear Fire Marshal Berlant,

I write to respectfully encourage the Office of the State Fire Marshal (OSFM) to issue guidance to Part 139 airports on how they should begin transitioning from firefighting foam that contains PFAS toward a safer F3 foam by September 13, 2024.

[SB 1044 \(Allen, 2020\)](#) provides industries with a one-year transition period away from the use of firefighting foam that contains PFAS once the use of such foam is no longer required by federal regulations. This transition period was triggered on September 13, 2023, when the [FAA approved the use of F3 foam\(s\)](#) on Part 139 airports, thus no longer requiring the use of foam(s) that contain PFAS chemicals.

In order to comply with SB 1044, Part 139 airports should no longer be using firefighting foam(s) that contain PFAS starting on September 13, 2024. I am hopeful that the OSFM and industry leaders will take the necessary steps between now and then to ensure a smooth transition toward the use of safer F3 foam(s).

Thank you for your attention to this important matter. If you have any questions or would like to discuss further, please contact Ben Cheever on my staff at ben.cheever@sen.ca.gov or at (916) 651-4024.

Sincerely,

A handwritten signature in black ink that reads "Ben Allen".

BEN ALLEN
Senator, 24th District

Cc: Joe Tyler, Cal Fire Director, Fire Chief
Anale Burlew, Cal Fire Chief Deputy Director
Nick Schuler, Cal Fire Deputy Director of Communications/Incident Awareness
Christine McMorrow, Cal Fire Deputy Director of Strategic Communications
Kelly Welchans, Cal Fire Chief Legal Counsel
Monika Giebitz, Cal Fire Deputy Director of Legislation