

**AMENDMENT TO THE AMENDMENT IN THE  
NATURE OF A SUBSTITUTE TO H.R. 3935  
OFFERED BY MR. CARBAJAL OF CALIFORNIA**

At the end of title VIII, add the following:

1 **SEC. 834. PFAS REPLACEMENT PROGRAM FOR AIRPORTS.**

2 (a) IN GENERAL.—The Secretary of Transportation  
3 shall establish a new program, subject to terms, condi-  
4 tions, and assurances acceptable to the Secretary, to reim-  
5 burse certificate holders under part 139 of title 14, Code  
6 of Federal Regulations, for the reasonable and appropriate  
7 costs associated with any of the following:

8 (1) The one-time initial acquisition by operators  
9 of airports certificated under part 139 of title 14,  
10 Code of Federal Regulations, of fluorine-free fire-  
11 fighting alternatives that satisfy the requirements of  
12 part 139 of title 14, Code of Federal Regulations,  
13 the volume of which shall be limited to that required  
14 by part 139 of title 14, Code of Federal Regulations.

15 (2) The disposal of per- or polyfluoroalkyl prod-  
16 ucts, including fluorinated aqueous film-forming  
17 agents, to the extent such disposal is necessary to  
18 facilitate the transition to an acceptable fluorine-free  
19 agent including aqueous film-forming agents cur-

1           rently in fire-fighting equipment, vehicles, and  
2           wastewater generated during the cleaning of fire-  
3           fighting equipment and vehicles.

4           (3) Cleaning, decontamination, or disposal of  
5           existing equipment or components thereof, to the ex-  
6           tent such cleaning, decontamination or disposal is  
7           necessary to facilitate the transition to an acceptable  
8           fluorine-free agent.

9           (4) Any equipment or components thereof nec-  
10          essary to facilitate the transition to an acceptable  
11          fluorine-free agent.

12          (5) Planning efforts to prepare for any environ-  
13          mental response actions or remediation actions asso-  
14          ciated with possible contamination of soil, ground-  
15          water, or sediments.

16          (b) APPROPRIATIONS.—There is authorized to be ap-  
17          propriated \$250,000,000 to carry out the program set  
18          forth in subsection (a) of this section, to remain available  
19          for 5 years after the date in which the Administrator of  
20          the Federal Aviation Administration approves a fluorine-  
21          free firefighting agent acceptable under 139.319(l) of title  
22          14, Code of Federal Regulations.

23          (c) REQUIREMENTS.—

24                  (1) IN GENERAL.—The funding program estab-  
25          lished under subsection (a) shall be in addition to

1 any other funding program previously established by  
2 law.

3 (2) DETERMINATION OF ELIGIBILITY.—The  
4 Secretary shall determine the eligibility of costs pay-  
5 able under this program by taking into account all  
6 engineering, technical, and environmental protocols  
7 and generally accepted industry standards that are  
8 developed or established for fluorine free foams.

9 (3) COMPLIANCE WITH OTHER LAWS.—All ac-  
10 tions related to the acquisition, disposal and transi-  
11 tion to fluorine free foams, including the cleaning,  
12 decontamination and disposal of equipment, must be  
13 conducted in full compliance with all applicable fed-  
14 eral laws to be eligible for reimbursement under this  
15 section.

