AMENDMENT TO RULES COMMITTEE PRINT 117–13
OFFERED BY MR. BRENDAN F. BOYLE OF PENNSYLVANIA

At the end of subtitle B of title III, add the following new section:

1 SEC. 3___. REVIEW OF AGREEMENTS WITH NON-DEPARTMENT ENTITIES WITH RESPECT TO PREVENTION AND MITIGATION OF SPILLS OF AQUEOUS FILM-FORMING FOAM.

(a) Review Required.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall complete a review of mutual support agreements entered into with non-Department of Defense entities (including State and local entities) that involve fire suppression activities in support of missions of the Department.

(b) Matters.—The review under subsection (a) shall assess, with respect to the agreements specified in such subsection, the following:

(1) The preventative maintenance guidelines specified in such agreements for fire trucks and fire suppression systems, to mitigate the risk of equip-
ment failure that may result in a spill of aqueous
film-forming foam (in this section referred to as
“AFFF”).

(2) Any requirements specified in such agree-
ments for the use of personal protective equipment
by personnel when conducting a material transfer or
maintenance activity pursuant to the agreement that
may result in a spill of AFFF, or when conducting
remediation activities for such a spill, including re-
quirements for side-shield safety glasses, latex
gloves, and respiratory protection equipment.

(3) The methods by which the Secretary, or the
non-Department entity with which the Secretary has
entered into the agreement, ensures compliance with
guidance specified in the agreement with respect to
the use of such personal protective equipment.

(c) GUIDANCE.—Not later than 90 days after the
date on which the Secretary completes the review under
subsection (a), the Secretary shall issue guidance (based
on the results of such review) on requirements to include
under the agreements specified in such subsection, to en-
sure the prevention and mitigation of spills of AFFF.
Such guidance shall include, at a minimum, best practices
and recommended requirements to ensure the following:
(1) The supervision by personnel trained in responding to spills of AFFF of each material transfer or maintenance activity carried out pursuant to such an agreement that may result in such a spill.

(2) The use of containment berms and the covering of storm drains and catch basins by personnel performing maintenance activities pursuant to such an agreement in the vicinity of such drains or basins.

(3) The storage of materials for the cleanup and containment of AFFF in close proximity to fire suppression systems in buildings of the Department and the presence of such materials during any transfer or activity specified in paragraph (1).

(d) BRIEFING.—Not later than 30 days after the date on which the Secretary issues the guidance under subsection (c), the Secretary shall provide to the congressional defense committees a briefing that summarizes the results of the review conducted under subsection (a) and the guidance issued under subsection (c).