

# SB0117



## 104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

SB0117

Introduced 1/17/2025, by Sen. Julie A. Morrison

### SYNOPSIS AS INTRODUCED:

415 ILCS 170/5  
415 ILCS 170/45 new

Amends the PFAS Reduction Act. Provides that, beginning January 1, 2026, a person may not sell, offer for sale, or distribute for sale in this State the following products if the product contains intentionally added PFAS: (1) cookware, (2) cosmetics, (3) dental floss, (4) juvenile products, (5) menstrual products, (6) intimate apparel, or (7) food packaging or food contact products. Defines terms.

LRB104 03581 BDA 13605 b

A BILL FOR

1 AN ACT concerning safety.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The PFAS Reduction Act is amended by changing  
5 Section 5 and by adding Section 45 as follows:

6 (415 ILCS 170/5)

7 Sec. 5. Definitions. In this Act:

8 "Agency" means the Illinois Environmental Protection  
9 Agency.

10 "Class B firefighting foam" means foam designed to  
11 extinguish flammable liquid fires or prevent the ignition of  
12 flammable liquids.

13 "Cookware" means durable houseware items used to prepare,  
14 dispense, or store food, foodstuffs, or beverages. "Cookware"  
15 includes, but is not limited to, pots, pan, skillets, grills,  
16 baking sheets, baking molds, trays, bowls, and cooking  
17 utensils.

18 "Cosmetics" means articles:

19 (1) intended to be rubbed, poured, sprinkled, or  
20 sprayed on, introduced into, or otherwise applied to the  
21 human body or any part of the human body for the purpose of  
22 cleansing, beautifying, promoting attractiveness, or  
23 altering the appearance; or

1           (2) intended for use as a component of any article  
2           under paragraph (1).

3           "Cosmetics" includes soap and any other article under  
4           paragraphs (1) or (2) of this definition.

5           "Dental Floss" means a cord or cords of thin filaments  
6           used in interdental cleaning to remove debris and dental  
7           plaque from between teeth.

8           "Fire department" means the duly authorized fire  
9 protection organization of a unit of local government, a  
10 Regional Fire Protection Agency, a fire protection district,  
11 or a volunteer fire department.

12           "Food packaging" or "food contact product" means a  
13           container applied to or providing a means to market, protect,  
14           handle, deliver, serve, contain, or store a food or beverage.

15           "Food packaging" or "food contact product" includes:

16           (1) a unit package, an intermediate package, and a  
17           shipping container;

18           (2) unsealed receptacles, such as carrying cases,  
19           crates, cups, plates, bowls, pails, rigid foil and other  
20           trays, wrappers and wrapping films, bags, and tubs; and

21           (3) an individually assembled part of a food package,  
22           such as any interior or exterior blocking, bracing,  
23           cushioning, weatherproofing, exterior strapping,  
24           coatings, closures, inks, and labels.

25           "Intentionally added PFAS" means PFAS deliberately added  
26           during, or reasonably anticipated to be present in, the

1 manufacture of a product or its final packaging.

2 "Intimate apparel" means garments intended to be worn  
3 under clothes usually with direct contact with skin. "Intimate  
4 apparel" includes, but is not limited to, bras, briefs,  
5 shapewear, sleepwear, thermals, loungewear, socks, and  
6 stockings.

7 "Juvenile product" means a product designed or marketed  
8 for use by infants and children under 12 years of age.

9 "Juvenile product" includes, but is not limited to, a baby or  
10 toddler foam pillow, bassinet, bedside sleeper, booster seat,  
11 changing pad, child restraint system for use in a motor  
12 vehicle and aircraft, co-sleeper, crib mattress, highchair,  
13 highchair pad, infant bouncer, infant carrier, infant seat,  
14 infant sleep positioner, infant swing, infant travel bed,  
15 infant walker, nap cot, nursing pad, nursing pillow, play mat,  
16 playpen, play yard, polyurethane foam mat, pad, or pillow,  
17 portable foam nap mat, portable infant sleeper, portable  
18 hook-on chair, soft-sided portable crib, stroller, and toddler  
19 mattress. "Juvenile product" does not include a children's  
20 electronic product, including a personal computer, audio and  
21 video equipment, calculator, wireless phone, game console,  
22 handheld device incorporating a video screen, or any  
23 associated peripheral, such as a mouse, keyboard, power supply  
24 unit, power cord, adult mattress, or an internal component of  
25 a product that would not come into direct contact with a  
26 child's skin or mouth during reasonably foreseeable use and

1 abuse of the product.

2 "Local government" means a unit of local government or  
3 other special purpose district that provides firefighting  
4 services.

5 "Manufacturer" means a person that manufactures Class B  
6 firefighting foam and any agents of that person, including an  
7 importer, distributor, authorized servicer, factory branch, or  
8 distributor branch.

9 "Menstrual product" means a product used to collect  
10 menstruation and vaginal discharge, including, but not limited  
11 to, tampons, pads, sponges, menstruation underwear, disks, and  
12 menstrual cups, whether disposable or reusable.

13 "Perfluoroalkyl substance or polyfluoroalkyl substance" or  
14 "PFAS" means a class of fluorinated organic chemicals  
15 containing at least one fully fluorinated carbon atom.

16 "Person" means any individual, partnership, association,  
17 public or private corporation, limited liability company, or  
18 any other type of legal or commercial entity, including, but  
19 not limited to, members, managers, partners, directors, or  
20 officers.

21 "Product" means an item manufactured, assembled, packaged,  
22 or otherwise prepared for sale to consumers, including, but  
23 not limited to, its product components, sold or distributed  
24 for personal, residential, commercial, or industrial use,  
25 including for use in making other products.

26 "Testing" means calibration testing, conformance testing,

1 and fixed system testing.

2 (Source: P.A. 102-290, eff. 8-6-21.)

3 (415 ILCS 170/45 new)

4 Sec. 45. Other banned products; other civil penalties;  
5 enforcement.

6 (a) Beginning January 1, 2026, a person may not sell,  
7 offer for sale, or distribute for sale in this State the  
8 following products if the product contains intentionally added  
9 PFAS:

10 (1) cookware;

11 (2) cosmetics;

12 (3) dental floss;

13 (4) juvenile products;

14 (5) menstrual products;

15 (6) intimate apparel; or

16 (7) food packaging or food contact products.

17 (b) A person, other than a manufacturer subject to Section  
18 35 of this Act, who knowingly violates this Section is subject  
19 to a civil penalty not to exceed \$5,000 for the first violation  
20 and a civil penalty not to exceed \$10,000 for each subsequent  
21 violation. Civil penalties collected under this Section must  
22 be deposited into the Environmental Protection Trust Fund to  
23 be used in accordance with the provisions of the Environmental  
24 Protection Trust Fund Act.

25 (c) This Act and the civil penalties in this Act may be

1 enforced by the Attorney General or the State's Attorney of  
2 the county where the violation occurs by bringing an action in  
3 the name of the People of the State of Illinois in a court of  
4 competent jurisdiction alleging a violation of this Act.  
5 Nothing in this Act shall be construed to limit the Attorney  
6 General or the State's Attorney of the county where the  
7 violation occurs from seeking equitable remedies or other  
8 remedies in common law, in State or federal statute, or in  
9 State or federal rules or regulations to enforce or in  
10 connection with the enforcement of this Act, any part of this  
11 Act, or in remedying harm from any action or omission in  
12 violation of this Act or in violation of common law, State or  
13 federal statute, or State or federal rules or regulations.