



GOVERNOR'S OFFICE OF  
BUDGET AND PROGRAM PLANNING

## Fiscal Note 2027 Biennium

<b>Bill #</b>	<b>HB 290</b>	<b>Title:</b>	<b>Regulate sales of certain products containing PFAs</b>
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<b>Primary Sponsor:</b>	<b>Ed Stafman</b>	<b>Status:</b>	<b>As Introduced</b>
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| <input checked="" type="checkbox"/> Significant Local Gov Impact | <input type="checkbox"/> Needs to be included in HB 2  | <input type="checkbox"/> Technical Concerns              |
| <input type="checkbox"/> Included in the Executive Budget        | <input type="checkbox"/> Significant Long-Term Impacts | <input type="checkbox"/> Dedicated Revenue Form Attached |

### FISCAL SUMMARY

	<u>FY 2026 Difference</u>	<u>FY 2027 Difference</u>	<u>FY 2028 Difference</u>	<u>FY 2029 Difference</u>
<b>Expenditures:</b>				
General Fund	----- Unable to Determine -----			
<b>Revenue:</b>				
General Fund	\$0	\$0	\$0	\$0
<b>Net Impact-General Fund Balance:</b>	=====	=====	=====	=====

**Description of fiscal impact:** HB 290 regulates the sale and use of products containing perfluoroalkyl and polyfluoroalkyl substances (PFAS) in Montana. Starting January 1, 2028, the bill prohibits the manufacture, sale, or offering for sale of cosmetics, juvenile products, and menstrual products that contain intentionally added PFAS. The fiscal impact to the Department of Natural Resources and Conservation cannot be determined.

### FISCAL ANALYSIS

#### Assumptions:

1. There is no fiscal impact to the Department of Environmental Quality, the Department of Military Affairs, or the Department of Public Health and Human Services.

#### **Department of Natural Resources and Conservation (DNRC)**

2. The Montana Department of Natural Resources and Conservation (DNRC) utilizes both firefighting foam and fire retardant to minimize the size and duration of wildland fires. It is unknown if PFAS are part of the formula for fire retardant, as the final ingredient lists are protected as trade secrets. However, if PFAS were included and that resulted in the loss of availability of retardant as a tool the impacts to the department's ability to

control wildfire would be significant. Retardant is commonly used to slow the spread of wildfires and to protect communities and infrastructure. The fiscal impact is unknown.

**Effect on County or Other Local Revenues or Expenditures:**

1. Fire crews will not have to transition to new turnout gear immediately but rather new purchases over time will comply.
2. There will likely be less alternatives for both the foam and the personal protective gear.
3. County fire districts will likely have an impact as new purchases of foam and/or protective equipment are made. The pricing difference and timing of the purchases are unknown and therefore unquantifiable at this time.



*Sponsor's Initials*

1/28/25

*Date*

*Budget Director's Initials*

*Date*