

MAINE STATE LEGISLATURE

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130th MAINE LEGISLATURE

FIRST REGULAR SESSION-2021

Legislative Document

No. 363

H.P. 261

House of Representatives, February 8, 2021

**An Act Regarding the Statute of Limitations for Injuries or Harm
Resulting from Perfluoroalkyl and Polyfluoroalkyl Substances**

Received by the Clerk of the House on February 4, 2021. Referred to the Committee on Judiciary pursuant to Joint Rule 308.2 and ordered printed pursuant to Joint Rule 401.

A handwritten signature in cursive script that reads "Robert B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative PLUECKER of Warren.
Cosponsored by Senator BRENNER of Cumberland and
Representative: O'NEIL of Saco, Senators: CARNEY of Cumberland, MAXMIN of Lincoln.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 14 MRSA §752-F** is enacted to read:

3 **§752-F. Perfluoroalkyl and polyfluoroalkyl substances**

4 An action arising out of any harm or injury caused by a perfluoroalkyl or
5 polyfluoroalkyl substance must be commenced within 6 years after the date the plaintiff
6 discovers or reasonably should have discovered such harm or injury. For the purposes of
7 this section, "perfluoroalkyl or polyfluoroalkyl substance" means any member of the class
8 of fluorinated organic chemicals containing at least one fully fluorinated carbon atom. This
9 section does not affect application of notice requirements for filing under section 8107 or
10 the limitation on actions against a government entity under section 8110.

11 **SUMMARY**

12 This bill provides that an action arising out of any harm or injury caused by a
13 perfluoroalkyl or polyfluoroalkyl substance must be commenced within 6 years after the
14 plaintiff discovers or should have discovered such harm or injury. It does not alter the
15 notice period or limitation period applicable to claims against a government entity.