

**PROPOSED AMENDMENT FROM THE  
MAINE ASSOCIATION OF INSURANCE COMPANIES  
073020**

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

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

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

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

An action arising out of any harm or injury caused by a perfluoroalkyl or polyfluoroalkyl substance must be commenced within **6 2** years after the date the plaintiff discovers or reasonably should have discovered such harm or injury. For the purposes of this section, "perfluoroalkyl or polyfluoroalkyl substance" means any member of the class of fluorinated organic chemicals containing at least one fully fluorinated carbon atom. **An action brought under this section shall be limited to the manufacturer of a Perfluoroalkyl or Polyfluoroalkyl substance.**

**SUMMARY**

This bill provides that an action arising out of any harm or injury caused by a perfluoroalkyl or polyfluoroalkyl substance must be commenced within 6 years after the plaintiff discovers or should have discovered such harm or injury.

The proposed amendment limits the cause of action to manufacturers of PFAS substances and to 2 years from the discovery or reasonable likelihood of discovery of such harm or injury. Since others in the chain of use of these substances had no knowledge nor control over the properties of PFAS, it makes no sense to hold them liable for damages. The amendment appropriately puts the liability on the manufacturers of the chemicals that did or should have known the harmful properties of the chemicals.