



February 12, 2026

New Mexico Environment Department  
1190 St. Francis Dr.  
Suite N4050  
Santa Fe, New Mexico 87505

Submitted via NMED Public Comment Portal

**Re: Proposed Rules for Implementing the PFAS Protection Act (HB212)**

The Halon Alternatives Research Corporation, Inc. (HARC) appreciates the opportunity to provide comments to the New Mexico Environmental Department in response to the proposed rules for implementing the PFAS Protection Act (HB212). HARC is a non-profit trade association formed to promote the development and approval of halon alternatives that serves as an information clearinghouse and focal point for cooperation between government and industry on issues of importance to special hazard fire protection. HARC members encompass all levels of the fire protection industry including agent manufacturers, equipment manufacturers, distributors/installers, recyclers, and end-users.

**Labeling requirements should not apply to exempted products**

There are several important fire protection products defined as PFAS in HB212 that are exempted from the law because they are approved as substitutes for ozone-depleting substances under EPA's SNAP program (12.13.2.10 L.). These products are sold only for industrial and military uses and are not sold to consumers.

Under the proposed rule it appears that exempted products are still subject to the labeling requirements. HARC believes that the legislature's intention was that exempted products should be exempt from the entire regulatory structure, including labeling. We also believe that the purpose of the labeling requirement is to inform consumers about the presence of PFAS in products they use.

HARC recommends that the labeling requirements should not apply to products that are specifically exempt from the restriction, or products that are sold only for industrial uses.

Please let us know if you have any questions or would like to discuss these issues in further detail.

Respectfully submitted,



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