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SUBJECT: PTI Comments on House Joint Memorial 3 (HJM3) and the PFAS Protection Act

The Power Tool Institute (PTI) appreciates the opportunity to provide comments as part of the New Mexico Environment Department's stakeholder engagement process regarding implementation of the Per- and Polyfluoroalkyl Substances (PFAS) Protection Act and the requirements outlined in House Joint Memorial 3 (HJM3). PTI is a trade association representing the leading power tool manufacturers in the United States and respectfully submits the following comments on behalf of its member companies.

Public Access and Comment Opportunities

- We request that the Interim Findings Presentation, currently scheduled for November 5, be open to the public and include an opportunity for public comment. Stakeholders should have the ability to review and provide feedback on the interim findings before the process moves forward and conclusions begin to take shape.

Scientific Literature Review Process

- To date, no information has been provided regarding the methodology for the literature analysis. Given the volume and complexity of the PFAS literature, the review should follow an established systematic review framework, such as PRISMA, to ensure a transparent and scientifically robust evaluation of the available evidence. We request that NMED disclose if and how AI(Artificial Intelligence) might be used in place of full human review when performing this analysis.
- The current timeline does not provide an opportunity for stakeholder input until Phase 4 (March – May 2027). However, the review approach should be developed before the literature review begins. Stakeholders should have an opportunity to comment on the proposed protocol and overall scope before the review is underway.

Scope and Feasibility Concerns

- We have serious concerns about the feasibility of conducting a comprehensive review within the proposed timeline. A report on preliminary findings is expected in less than six weeks, despite the need to evaluate PFAS literature relevant to 17 exempted categories under New Mexico law and a body of evidence that includes > 9,000 PFAS-related publications in PubMed alone. Additional detail is needed on the review methodology to ensure that any findings and recommendations are based on a thorough and balanced assessment of the available evidence.

Respectfully submitted,

POWER TOOL INSTITUTE

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