



126th MAINE LEGISLATURE

FIRST REGULAR SESSION-2013

Legislative Document

No. 373

S.P. 153

In Senate, February 12, 2013

An Act To Provide Clarity to Priority Chemical Reporting Requirements

Submitted by the Department of Environmental Protection pursuant to Joint Rule 204.
Reference to the Committee on Environment and Natural Resources suggested and ordered printed.

A handwritten signature in black ink, appearing to read 'D M Grant'.

DAREK M. GRANT
Secretary of the Senate

Presented by Senator HAMPER of Oxford.
Cosponsored by Representative HARLOW of Portland and
Representative: WELSH of Rockport.

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

2 **Sec. 1. 38 MRSA §1695, sub-§1**, as amended by PL 2011, c. 319, §6, is further
3 amended to read:

4 **1. Reporting of chemical use.** ~~Not later than 180 days after a priority chemical is~~
5 ~~identified pursuant to section 1694, a~~ A person who is a manufacturer or distributor of a
6 children's product for sale in the State that contains a priority chemical, as identified
7 pursuant to section 1694, in an amount greater than a de minimis level shall notify the
8 department in writing unless waived by the commissioner pursuant to this section or
9 exempt from this chapter pursuant to section 1697. This written notice must be made
10 within 180 days after a priority chemical is identified. If the sale of the children's product
11 does not commence until after the 180-day reporting period ends, this written notice must
12 be made within 30 days of sale of the children's product in the State. This written notice
13 must identify the children's product, the number of units sold or distributed for sale in the
14 State or nationally, the priority chemical or chemicals contained in the children's product,
15 the amount of such chemicals in each unit of children's product and the intended purpose
16 of the chemicals in the children's product.

17 **SUMMARY**

18 This bill amends the current law regarding the reporting requirement for children's
19 products that contain priority chemicals by requiring that manufacturers or distributors
20 provide notice within 30 days to the Department of Environmental Protection when the
21 product is sold in the State after the initial 180-day reporting period ends.