

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

Date: 4-14-08

(Filing No. S-622)

Reproduced and distributed under the direction of the Secretary of the Senate.

STATE OF MAINE
SENATE
123RD LEGISLATURE
FIRST SPECIAL SESSION

SENATE AMENDMENT "E" to COMMITTEE AMENDMENT "A" to H.P. 1432, L.D. 2048, Bill, "An Act To Protect Children's Health and the Environment from Toxic Chemicals in Toys and Children's Products"

Amend the amendment in section 2 in §1691 in subsection 7 in the last line (page 2, line 13 in amendment) by striking out the following: "may" and inserting the following: 'will likely'

Amend the amendment in section 2 in §1693 in subsection 1 in the first line (page 3, line 4 in amendment) by striking out the following: "consultation" and inserting the following: 'concurrence'

Amend the amendment in section 2 in §1694 in subsection 1 in the 2nd line (page 3, line 21 in amendment) by inserting after the following: "finds" the following: ', in concurrence with the Department of Health and Human Services, Maine Center for Disease Control and Prevention'

Amend the amendment in section 2 in §1694 by striking out all of subsection 3 (page 4, lines 1 to 4 in amendment)

Amend the amendment by inserting after section 3 the following:

'Sec. 4. Stakeholder group convened. Prior to designation of a priority chemical pursuant to the Maine Revised Statutes, Title 38, section 1694, subsection 1, the Commissioner of Environmental Protection shall convene a stakeholder group that includes representatives of consumer product manufacturers, chemical manufacturers, retailers, trade associations, nonprofit health organizations, business and environmental groups and other affected parties and shall invite the participation of independent experts with relevant experience with chemicals. The commissioner shall seek recommendations from the group on:

- 1. Development of a protocol to be utilized for the designation of priority chemicals;
2. The responsibilities, activities and proposed rules necessary to implement Title 38, chapter 16-D; and
3. Stakeholder issues of concern.'

SENATE AMENDMENT

H.S.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18

19
20
21
22
23

SUMMARY

This amendment:

1. Changes the definition of "children's product" to specify that it applies to a product containing a chemical of high concern that will likely result in exposure to that chemical by a child or fetus;
2. Requires the Department of Environmental Protection and the Department of Health and Human Services, Maine Center for Disease Control and Prevention to be in concurrence regarding the identification of chemicals of high concern and the identification of priority chemicals; and
3. Requires the Commissioner of Environmental Protection to convene a stakeholder group prior to designating priority chemicals that includes representatives of nonprofit health organizations, business and environmental groups, consumer product manufacturers, chemical manufacturers, retailers, trade associations and other parties affected by this legislation and to invite independent experts with relevant experience in chemicals to participate. The commissioner is required to seek recommendations from the stakeholder group regarding protocols for designating priority chemicals, rulemaking to implement the requirements of the toxic chemicals in children's products provisions and other issues of concern to the stakeholder group.

FISCAL NOTE REQUIRED
(See attached)

SPONSORED BY: Kevin L. Raye

(Senator RAYE)

COUNTY: Washington



123rd MAINE LEGISLATURE

LD 2048

LR 2877(14)

An Act To Protect Children's Health and the Environment from Toxic Chemicals in Toys and Children's Products

Fiscal Note for Senate Amendment "E" to Committee Amendment "A"

Sponsor: Sen. Raye of Washington

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund

Fiscal Detail and Notes

Additional costs associated with this legislation can be absorbed by the Department of Environmental Protection utilizing existing budgeted resources.