

## State of Minnesota

## HOUSE OF REPRESENTATIVES

EIGHTY-SEVENTH SESSION

H. F. No. 2137

02/08/2012 Authored by Atkins, Hansen, Knuth, Falk, Clark and others

The bill was read for the first time and referred to the Committee on Health and Human Services Reform

1.1 A bill for an act  
1.2 relating to public health; expanding prohibition of bisphenol-A in products  
1.3 for young children; amending Minnesota Statutes 2010, sections 325F.172,  
1.4 subdivision 3; 325F.173.  
1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. Minnesota Statutes 2010, section 325F.172, subdivision 3, is amended to  
1.7 read:

1.8 Subd. 3. **Children's product.** "Children's product" means an empty bottle or cup  
1.9 to be filled with food or liquid that is designed or intended by a manufacturer to be used  
1.10 by a child, or a food container that is commercially available and contains food or liquid  
1.11 designed or intended by the manufacturer to be consumed by a child.

1.12 Sec. 2. Minnesota Statutes 2010, section 325F.173, is amended to read:

1.13 **325F.173 BISPHENOL-A IN CERTAIN CHILDREN'S PRODUCTS.**

1.14 (a) By January 1, 2010, no manufacturer or wholesaler may sell or offer for sale in  
1.15 this state a children's product that contains bisphenol-A.

1.16 (b) This section does not apply to sale of a used children's product.

1.17 (c) By January 1, 2011, no retailer may sell or offer for sale in this state a children's  
1.18 product that contains bisphenol-A.

1.19 (d) Manufacturers must not replace bisphenol-A with carcinogens rated by the  
1.20 United States Environmental Protection Agency as A, B, or C carcinogens or substances  
1.21 listed on the Environmental Protection Agency's "List of Chemicals Evaluated for  
1.22 Carcinogenic Potential" as known or likely carcinogens, known to be human carcinogens,  
1.23 likely to be human carcinogens, or suggestive of being carcinogens.

- 2.1            (e) Manufacturers must not replace bisphenol-A with reproductive toxicants that the  
2.2            United States Environmental Protection Agency has identified as causing birth defects,  
2.3            reproductive harm, or developmental harm.