

SENATE
STATE OF MINNESOTA
NINETY-SECOND SESSION

S.F. No. 3403

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DATE	D-PG	OFFICIAL STATUS
02/24/2022	5116	Introduction and first reading Referred to Environment and Natural Resources Policy and Legacy Finance
02/28/2022	5165	Author added Fateh
03/02/2022	5191	Author added Pappas

1.1 A bill for an act

1.2 relating to environment; prohibiting PFAS in cosmetics; proposing coding for new

1.3 law in Minnesota Statutes, chapter 116.

1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.5 Section 1. [116.943] PFAS IN COSMETICS.

1.6 Subdivision 1. Definitions. For purposes of this section, the following terms have the

1.7 meanings given:

1.8 (1) "cosmetic product" means an article intended to be applied to the human body for

1.9 cleansing, beautifying, promoting attractiveness, or altering appearance. Cosmetic product

1.10 does not include a product for which a prescription is required for distribution or dispensing;

1.11 and

1.12 (2) "perfluoroalkyl and polyfluoroalkyl substances" or "PFAS" means substances that

1.13 include any member of the class of fluorinated organic chemicals containing at least one

1.14 fully fluorinated carbon atom.

1.15 Subd. 2. Prohibition. A person must not manufacture, distribute, sell, or offer for sale

1.16 in the state any cosmetic product that contains perfluoroalkyl and polyfluoroalkyl substances.

1.17 Subd. 3. Enforcement. (a) The commissioner of the Pollution Control Agency may

1.18 enforce this section under sections 115.071 and 116.072. The commissioner may coordinate

1.19 with the commissioners of commerce and health in enforcing this section.

1.20 (b) When requested by the commissioner of the Pollution Control Agency, a person

1.21 must furnish to the commissioner any information that the person may have or may

1.22 reasonably obtain that is relevant to show compliance with this section.

2.1 **EFFECTIVE DATE.** This section is effective January 1, 2024.