

SENATE
STATE OF MINNESOTA
EIGHTY-EIGHTH LEGISLATURE

S.F. No. 357

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DATE	D-PG	OFFICIAL STATUS
02/11/2013	191	Introduction and first reading Referred to Health, Human Services and Housing
02/14/2013	240	Withdrawn and re-referred to Environment and Energy
02/25/2013	379a	Comm report: To pass as amended and re-refer to Judiciary
03/05/2013		Comm report: To pass as amended and re-refer to Health, Human Services and Housing

1.1 A bill for an act
 1.2 relating to public health; banning formaldehyde in certain children's products;
 1.3 proposing coding for new law in Minnesota Statutes, chapter 325F.

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

1.5 Section 1. **[325F.174] DEFINITIONS.**

1.6 (a) For the purposes of sections 325F.174 to 325F.176, the following terms have
 1.7 the meanings given them.

1.8 (b) "Child" means a person under 12 years of age.

1.9 (c) "Children's product" means a product designed or intended by a manufacturer to
 1.10 be physically applied to or introduced into a child's body, including any article used as
 1.11 a component of such a product and excluding a food, beverage, dietary supplement, or
 1.12 a medical device as defined in the federal Food, Drug, and Cosmetic Act, United States
 1.13 Code, title 21, section 321(h).

1.14 **EFFECTIVE DATE.** This section is effective the day following final enactment.

1.15 Sec. 2. **[325F.175] FORMALDEHYDE IN CHILDREN'S PRODUCTS; BAN.**

1.16 Beginning January 1, 2014, no manufacturer may sell or offer for initial sale at retail
 1.17 in this state a children's product that contains:

1.18 (1) formaldehyde, including formaldehyde contained in a solution; or

1.19 (2) ingredients that chemically degrade under normal conditions of temperature and
 1.20 pressure to release formaldehyde.

1.21 **EFFECTIVE DATE.** This section is effective the day following final enactment.

2.1 Sec. 3. **[325F.176] FORMALDEHYDE REPLACEMENT CHEMICALS.**

2.2 A manufacturer shall not replace a chemical whose use is prohibited in section
2.3 325F.175 with a chemical identified on the basis of credible scientific evidence by a
2.4 state, federal, or international agency as being known or suspected with a high degree of
2.5 probability to:

2.6 (1) harm the normal development of a fetus or child or cause other developmental
2.7 toxicity;

2.8 (2) cause cancer, genetic damage, or reproductive harm;

2.9 (3) disrupt the endocrine or hormone system; or

2.10 (4) damage the nervous system, immune system, or organs, or cause other systemic
2.11 toxicity.

2.12 **EFFECTIVE DATE.** This section is effective the day following final enactment.