

House File 2435

H-8260

1 Amend House File 2435 as follows:

2 1. Page 15, after line 2 by inserting:

3 <e. (1) Of the funds appropriated in this  
4 subsection, not more than \$10,000 shall be used  
5 for purposes of establishing, in coordination with  
6 relevant stakeholders, a plan and timetable to allow  
7 manufacturers and wholesalers to voluntarily cease  
8 manufacturing, selling, or distributing in this state  
9 any infant pacifier or reusable beverage container  
10 containing bisphenol A.

11 (2) At a minimum, the plan shall ensure that a  
12 manufacturer or wholesaler who sells or offers for sale  
13 in this state a reusable beverage container that is  
14 intended for retail sale shall conspicuously label the  
15 container as not including bisphenol A and provide the  
16 retailer with affirmation that the container does not  
17 contain bisphenol A.

18 (3) A voluntary agreement to cease manufacturing  
19 infant pacifiers or reusable beverage containers shall,  
20 at a minimum, do all of the following:

21 (a) Require a manufacturer to use the least toxic  
22 alternative to bisphenol A.

23 (b) Prohibit a manufacturer from replacing  
24 bisphenol A with a substance rated by the United States  
25 environmental protection agency as a class A, B, or  
26 C carcinogen or a substance listed on the agency's  
27 list of chemicals evaluated for carcinogenic potential  
28 as known or likely carcinogens, known to be human  
29 carcinogens, or likely to be human carcinogens.

30 (c) Prohibit a manufacturer from replacing  
31 bisphenol A with a reproductive toxicant that has  
32 been identified by the United States environmental  
33 protection agency as causing birth defects,  
34 reproductive harm, or developmental harm.

35 (4) If the department has not established a plan  
36 and a timetable by January 1, 2013, the department  
37 shall propose legislation to the 85th general assembly  
38 that prohibits products containing bisphenol A from  
39 being manufactured, sold, or distributed in this state,  
40 with terms not less restrictive than the terms proposed  
41 for a voluntary agreement. Such legislation shall  
42 provide for the prohibition of products containing  
43 bisphenol A by January 1, 2014.>

44 2. By renumbering as necessary.

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ISENHART of Dubuque

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KAJTAZOVIC of Black Hawk