

## SENATE AMENDMENTS TO SENATE BILL 631

By COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES

March 25

1 On page 1 of the printed bill, line 2, after “ORS” delete the rest of the line and line 3 and insert  
2 “468B.120 and 468B.130.”.

3 Delete lines 5 through 32 and delete page 2 and insert:

4 “**SECTION 1.** ORS 468B.130 is amended to read:

5 “468B.130. (1) Except as provided in subsection (2) of this section, [*no*] **a** person may **not** sell,  
6 offer to sell or distribute for sale within Oregon[,] any cleaning agent containing more than 0.5  
7 percent phosphorus by weight.

8 “(2) A cleaning agent used in automatic **commercial** dishwashers may be sold, offered for sale  
9 or distributed in Oregon if the cleaning agent contains 8.7 percent or less phosphorus by weight.

10 “(3) All cleaning agents that are sold in this state shall be labeled with the percent of  
11 phosphorus by weight, including equivalency in grams of phosphorus per recommended use level.

12 “(4) The Environmental Quality Commission [*shall*] **may** adopt rules governing the labeling re-  
13 quirements imposed by subsection (3) of this section.

14 “**SECTION 2.** ORS 468B.120 is amended to read:

15 “468B.120. As used in ORS 468B.120 to 468B.135:

16 “(1) ‘Cleaning agent’ means any product, including but not limited to soaps and detergents,  
17 containing a surfactant as a wetting or dirt emulsifying agent and used primarily for domestic or  
18 commercial cleaning purposes, including but not limited to the cleansing of fabrics, dishes, food  
19 utensils and household **and** commercial premises. ‘Cleaning agent’ does not include foods, drugs,  
20 cosmetics, insecticides, fungicides and rodenticides or cleaning agents exempted under ORS  
21 468B.135.

22 “(2) ‘Commercial premises’ means any premises used for the purpose of carrying on or exercising  
23 any trade, business, profession, vocation, commercial or charitable activity, including but not limited  
24 to laundries, hotels, motels and food or restaurant establishments.

25 “(3) ‘Person’ means any individual, firm, partnership or corporation.

26 “(4) ‘Phosphorus’ means elemental phosphorus.

27 “**SECTION 3.** Except as provided in section 4 of this 2009 Act, the amendments to ORS  
28 468B.130 by section 1 of this 2009 Act become operative July 1, 2010.

29 “**SECTION 4.** The Environmental Quality Commission may adopt rules before the opera-  
30 tive date specified in section 3 of this 2009 Act or take any action before that date that is  
31 necessary to implement the amendments to ORS 468B.130 by section 1 of this 2009 Act.”.

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