

SENATE AMENDMENTS TO SENATE BILL 1032

By COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES

February 12

1 On page 1 of the printed bill, line 2, after “provisions;” delete the rest of the line and line 3 and
2 insert “and amending ORS 646.608.”

3 Delete lines 5 through 17 and insert:

4 **“SECTION 1. (1) As used in this section and sections 2 and 3 of this 2010 Act:**

5 **“(a) ‘Child’s beverage container’ means an empty baby bottle or cup, including a spill-**
6 **proof cup, designed to be filled with liquid intended primarily for consumption by a child**
7 **under three years of age.**

8 **“(b) ‘Person’ has the meaning given that term in ORS 646.605.**

9 **“(2) A person may not willfully or knowingly manufacture, distribute, sell or offer for**
10 **sale in this state any commercially available child’s beverage container made with bisphenol**
11 **A.**

12 **“SECTION 2. A person who manufactures any child’s beverage container made with**
13 **bisphenol A for distribution, sale or offer for sale in this state shall make a reasonable effort**
14 **to notify any person who distributes, sells or offers for sale the manufacturer’s containers**
15 **made with bisphenol A in this state of the prohibition of section 1 (2) of this 2010 Act at least**
16 **90 days before the operative date specified in section 6 of this 2010 Act.**

17 **“SECTION 3. A person who manufactures any child’s beverage container made with**
18 **bisphenol A for distribution, sale or offer for sale in this state shall recall any child’s**
19 **beverage container made with bisphenol A and adequately reimburse the retailer or con-**
20 **sumer for the cost of the container and the cost to comply with the recall.”.**

21 In line 18, delete “2” and insert “4”.

22 On page 4, line 13, delete “a provision of”.

23 Delete lines 24 through 28 and insert:

24 **“SECTION 5. Sections 1 to 3 of this 2010 Act and the amendments to ORS 646.608 by**
25 **section 4 of this 2010 Act apply to a person that operates as a manufacturer, distributor or**
26 **retailer of any child’s beverage container described in section 1 of this 2010 Act on or after**
27 **the effective date of this 2010 Act.**

28 **“SECTION 6. Sections 1 and 3 of this 2010 Act and the amendments to ORS 646.608 by**
29 **section 4 of this 2010 Act become operative on July 1, 2011.”.**

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