

REVENUE: No revenue impact

FISCAL: Fiscal statement issued

Action:	Do Pass as Amended and Be Printed Engrossed and Be Referred to the Committee on Ways and Means by Prior Reference
Vote:	7 - 2 - 0
Yeas:	Clem, Conger, Harker, Keny-Guyer, Lively, Thompson, Greenlick
Nays:	Kenemer, Weidner
Exc.:	0
Prepared By:	Tyler Larson, Administrator
Meeting Dates:	3/20, 4/15

WHAT THE MEASURE DOES: Requires Oregon Health Authority (OHA) maintain list of designated high priority chemicals of concern for children’s health used in children’s products and post list on website. Defines “mouthable” and “intentionally added chemical.” Requires manufacturers of specified children’s products provide notice to authority regarding intentionally added chemicals or chemicals at levels above 100 parts per million. Requires manufacturer seek waiver if manufacturer continues to sell mouthables, children’s cosmetics and products marketed for use by children under three years of age containing chemicals that have been on the list for more than 5 years. Allows OHA enter into data sharing agreements with other states and participate in Interstate Chemicals Clearinghouse. Allows OHA establish certain fees by rule, impose civil penalties and accept specified funding. Requires manufacturers submit certain hazard assessments to OHA. Establishes High Priority Chemicals of Concern for Children’s Health Fund. Continuously appropriates moneys to OHA and specifies uses of moneys. Declares an emergency, effective on passage.

ISSUES DISCUSSED:

- Industry support and opposition for phase out requirement
- Existing federal regulations on toxics in children’s products
- Public health impact of child exposure to toxics
- Creation and maintenance of Washington toxics list

EFFECT OF COMMITTEE AMENDMENT: Defines “mouthable” and “intentionally added chemical.” Requires manufacturers of certain children’s products provide notice to authority regarding intentionally added chemicals or chemicals at levels above 100 parts per million. Clarifies parameters for civil penalties. Limits phase out requirements to mouthables, children’s cosmetics and products marketed for use by children under three years of age. Clarifies parameters for waivers.

BACKGROUND: Recalls of children’s toys and products containing dangerous chemicals recently has increased awareness and regulation around exposure to dangerous chemicals. These poisons cause damage to young and developing children because of their increased metabolic rate and developing organs.

House Bill 3162-A requires Oregon Health Authority to maintain a list of high-priority chemicals and manufacturers to remove those chemicals from certain specified products. Proponents assert that educating the public on the health impacts and known sources of these chemicals can help reduce exposure, and that the phase out requirement for manufacturers will encourage companies to create safer products and protect children.

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This summary has not been adopted or officially endorsed by action of the committee.