

ALASKA STATE LEGISLATURE



REPRESENTATIVE GERAN TARR

Sectional Analysis

HB 27

Toxic Free Children's Act

Section 1: Gives the short title of Toxic Free Children's Act

Section 2: Amends AS 18.31 to add several new sections that give the Department of Environmental Conservation (department), after consultation with the Department of Health and Social Services, the statutory authority to list chemicals of high concern to children and makes it illegal to distribute and sell flame retardents in Alaska and requires those products to be labeled appropriately if they are sold in Alaska

Specifically, this section:

- Requires the department to publish a list of chemicals of high concern to which children are at high risk of exposure (18.31.610)
- Describes how the department shall designate chemicals of high concern (18.31.620)
- Allows the department to periodically review and revise the list of chemicals of high concern (18.31.630)
- Makes it illegal to manufacture, sell or distribute flame retardents listed in this section (18.31.640)
- Creates a civil penalty of \$500 for the first violation and \$1000 a day thereafter if a person offers for sale or distributes any consumer products with flame retardents (18.31.660)
- Requires manufacturers that sell such products in Alaska to label those consumer products with "this product contains a chemical flame retardant" (18.31.650)
- Requires the department to participate in an interstate clearinghouse to gather information on what policies other states and governmental entities are using to regulate chemicals (18.31.670)

January-May: State Capitol • Juneau, AK 99801-1182 • (907) 465-3424
June-December: 1500 W. Benson Blvd. • Anchorage, AK 99503 • (907) 269-0144
Rep.Geran.Tarr@akleg.gov, www.RepGeranTarr.com

- Allows the department to draft regulations to implement the law (18.31.680)
- Provides definitions for children's products, consumer products, the Department of Environmental Conservation, and manufacturers (18.31.690)

Section 3 establishes that a violation of this law is an unfair trade practice as defined in the consumer protection section of Alaska statute (45.50.471(b))

Section 4 establishes that the Department of Environmental Conservation, in consultation with the Department of Health & Social Services, will publish the initial designation of chemicals of high concern to children by January 1, 2020.

Section 5 of this bill provides instructions for the revisor of statutes related to this bill.