

ALASKA STATE LEGISLATURE



REPRESENTATIVE GERAN TARR

House Bill 27

“Toxic-Free Firefighters and Children Act”

Sectional Analysis

Section 1: The short title of the Act may be known as the Toxic-Free Firefighters and Children Act.

Section 2. Findings: The legislature finds that flame retardant chemicals are not necessary, certain flame retardants are hazardous to human health, and are disproportionately hazardous to the health of children and firefighters. This Act takes a step towards addressing the health problems created by using flame-retardant chemicals.

Section 3: AS 18.31.610 prohibits the manufacturing, sale or distribution of new consumer products with flame retardants containing organohalogen, organophosphorous, organonitrogen, nanoscale and antimony chemicals.

Under AS 18.31.628 products are required to have a label that states whether or not they contain a flame retardant.

AS 18.31.630 creates a civil penalty for violating the prohibition on manufacturing sale or distribution as well as failing to properly label the products. The penalty is \$500 per day for the first violation and \$1000 per day for each violation after the first.

AS 18.31.640 allows the Department of Environmental Conservation to participate in an interstate chemicals clearinghouse to learn about flame retardant chemicals.

AS 18.31.650 defines “child” and “consumer product.”

Section 4: AS 45.50.471(b) Stipulates that violating the prohibition on using certain flame retardants in production, and failing to label products with flame retardants, is an “unfair method of competition” and an “unfair or deceptive act or practice.”

Section 5: Conforming language.

Section 6: Effective date of January 1, 2020 for all sections, except for the participation in the interstate chemicals clearinghouse, as this provision is not mandated by the legislation.