



Comparison of Anchorage Ordinance AO-2019-15 (Protecting the Health of Children and Firefighters) and HB 27 (the Toxic-Free Firefighters and Children Act)

	<u>AO-2019-15</u>	<u>HB 27</u>
Date Passed:	19 March 2019	Not yet passed
Effective Date:	1 January 2020	21 January 2021
Amends:	Anchorage Municipal Code Adds new chapter 15.100, Consumer Products	Section AS 18.31
Summary:	<p>Prevents the manufacture, sale, and distribution of covered products that contain prohibited flame retardant chemicals at levels above 1000 parts per million. "Covered products" includes upholstered furniture, reupholstered furniture, mattresses, box springs, juvenile products (products designed for residential use by infants and children under 12 such as bassinets, play mats, booster seats, nursing pads, infant carriers, nap mats).</p> <p>Prohibited flame retardants include: halogenated, organophosphorus, organonitrogen, nanoscale flame retardants; penta- or octa-mixtures of polybrominated diphenyl ethers (PBDEs); antimony; chemicals defined as designated under Section 105440 of the CA Health and Safety Code; or chemicals listed on the WA State Department of Ecology's list of</p>	<p>Prevents the manufacture, sale, distribution of a covered product that contains chemical flame retardants, including organohalogen, organophosphorus, organonitrogen, nanoscale, or antimony flame retardants. "Covered product" includes upholstered furniture and child-related products. "Child-related" product includes clothing, toys, nursing pillows, furniture, bedding, mattresses, nap mats, or other products used in the home primarily for a child or guardian of a child.</p>

Chemicals of High Concern to Children.

Definitions:	The definition of covered product does not include: used or second-hand furniture that is not reupholstered, used or second-hand juvenile products, products not primarily intended for use in the home (such as products or components for motor vehicles, watercraft, aircraft or other vehicles); electronic products or electronic components of upholstered furniture or juvenile products, or any associated casing for those electronic products. "Juvenile product" does not include child or infant restraint systems, toys or clothing.	The definition of covered product does not include: used or second-hand furniture that is not re-upholstered; used or second-hand child-related products; products used primarily outside the home; products or components of products for motor vehicles, watercraft, aircraft or other vehicles.
Civil penalties:	Any person who violates provisions of the ordinance is subject to a civil penalty not to exceed \$300/day.	\$500/day for each day that the violation continues; or for each violation after the first violation, \$1,000 for each day that the violation continues.
Additional:	Includes a waiver provision to allow for flexibility from strict compliance if a business demonstrates undue hardship.	No waiver provision is included.
	Labeling requirement to conform with CA furniture labeling law.	No labeling provision is included.
		The Department of Environmental Conservation may participate in an interstate chemicals clearinghouse to learn and share information concerning the implementation of this law.