

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015**

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BILL DRAFT 2015-TAz-11 [v.1] (03/30)

**(THIS IS A DRAFT AND IS NOT READY FOR INTRODUCTION)
03/30/2016 12:23:42 PM**

Short Title: DHHS/Develop State Chemical Action Plan.

(Public)

Sponsors:

Referred to:

A BILL TO BE ENTITLED

AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, IN CONSULTATION WITH THE DEPARTMENT OF ENVIRONMENTAL QUALITY AND THE DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES, TO DEVELOP A CHEMICAL ACTION PLAN THAT IDENTIFIES ACTIONS THE STATE MAY TAKE IN ORDER TO REDUCE THE THREATS POSED TO CHILDREN BY TOXIC CHEMICAL FLAME RETARDANTS, AS RECOMMENDED BY THE ENVIRONMENTAL REVIEW COMMISSION.

The General Assembly of North Carolina enacts:

SECTION 1. The Department of Health and Human Services, in consultation with both the Department of Environmental Quality and the Department of Agriculture and Consumer Services, shall together develop a State Chemical Action Plan (Plan) that identifies and recommends actions that the State may take in order to reduce the threats posed to children by toxic chemical flame retardants in children's products. For purposes of developing this Plan, the term "children's products" means those containers designed for or used to contain infant or toddler food or beverages that is intended for consumption by children three years of age or younger; such as baby food and formula. In developing this Plan, the three Departments shall:

- (1) Review and report on the activities of the United States Environmental Protection Agency as the Agency reviews and evaluates the data, information, and comments received, as those data, information, and comments pertain to children's products, for the following regulatory dockets:
 - a. Chlorinated Phosphate Esters cluster. Docket ID Number EPA-HQ-OPPT-2015-0068.
 - b. Tetrabromobisphenol A cluster. Docket ID Number EPA-HQ-OPPT-2014-0730.
 - c. Cyclic Aliphatic Bromides cluster. Docket ID Number EPA-HQ-OPPT-2015-0081.
 - d. Brominated Phthalates cluster. Docket ID Number EPA-HQ-OPPT-2014-0491.
- (2) Adopt a toxic chemical flame retardants use reporting plan for manufacturers of children's products
- (3) Based on the information obtained in the review required by subdivision (1) of this Section, identify actions that the State may take to reduce children's exposure to toxic chemical flame retardants posed by children's products.



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1 **SECTION 2.** The Department of Health and Human Services shall report on the State
2 Chemical Action Plan, including findings, recommendations, and any legislative proposals to
3 adopt the Plan, to the Environmental Review Commission and the Joint Legislative Oversight
4 Health Committee on Human Services on or before December 1, 2017.

5 **SECTION 3.** This act is effective when it becomes law.