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S.239

Representative Deen of Westminster moves that the House concur in the Senate Further Proposal of Amendment with further amendment thereto as follows:

First: In Sec. 2, in 18 V.S.A. § 1772, in subdivision (7)(A), after “children in the State of Vermont,” and before “including” by striking out or any consumer product whose substantial use or handling by children under 12 years of age is reasonably foreseeable,

Second: In Sec. 2, in 18 V.S.A. § 1772, by inserting a new subdivision to be subdivision (11) to read:

(11) “Intentionally added” means the addition of a chemical in a product that serves an intended function in the product component.

and by renumbering the remaining subdivisions to be numerically correct.

Third: In Sec. 2, in 18 V.S.A. § 1774, by striking out subsection (g) (right of appeal) in its entirety.

Fourth: In Sec. 2, in 18 V.S.A. § 1775, in subdivision (a)(1), by striking out “present in” where it appears and inserting in lieu thereof intentionally added to

and by adding a new subsection to be subsection (g) to read as follows:

(g) Certificate of compliance. A manufacturer required to submit notice under this section to the Commissioner may rely on a certificate of compliance

1 from suppliers for determining reporting obligations. A certificate of
2 compliance provided by a supplier under this subsection shall be solely for the
3 purpose of compliance with the requirements of this chapter.

4 and by relettering the remaining subsections to be alphabetically correct.

5 Fifth: In Sec. 2, in 18 V.S.A. § 1776, in subdivision (d)(1), in the first
6 sentence, by striking out the sentence to the colon and inserting in lieu thereof
7 the following:

8 The Commissioner, upon the recommendation of the Chemicals of High
9 Concern to Children Working Group, may adopt a rule to regulate the sale or
10 distribution of a children’s product containing a chemical of high concern to
11 children upon a determination that

12 Sixth: In Sec. 2, in 18 V.S.A. § 1776, in subdivision (d)(2), after “credible
13 information regarding” and before the colon, by striking out one or more of the
14 following

15 and in subdivision (f)(1), in the first sentence, by striking out “subsection (b) or
16 (c)” where it appears and inserting in lieu thereof subsection (b), (c), or (d).

17 Seventh: In Sec. 2, in 18 V.S.A. § 1778, by striking out the last sentence in
18 its entirety.