

1 TO THE HOUSE OF REPRESENTATIVES:

2 The Committee on Ways and Means to which was referred Senate Bill No.
3 239 entitled “An act relating to the regulation of toxic substances” respectfully
4 reports that it has considered the same and recommends that the House propose
5 to the Senate that the bill be amended as follows:

6 First: In Sec. 2, in 18 V.S.A. § 1775, in subsection (a), by striking out
7 “Notice requirement.” where it appears and inserting in lieu thereof “Notice of
8 chemical of high concern to children.”
9 and in subsection (a), after “described in subsection (b) of this section” and
10 before “if a chemical of high concern” by inserting for each chemical of high
11 concern to children in a children’s product

12 Second: In Sec. 2, 18 V.S.A. § 1775, in subdivision (b)(2), by striking out
13 “substance” where it appears and inserting in lieu thereof chemical

14 Third: In Sec. 2, 18 V.S.A. § 1775, by striking out subsection (d) in its
15 entirety and inserting in lieu thereof the following to read:

16 (d) Waiver of format. Upon application of a manufacturer on a form
17 provided by the Department, the Commissioner may waive the requirement
18 under subsection (b) of this section that a manufacturer provide notice in a
19 format specified by the Commissioner. The waiver may be granted, provided
20 that:

1 (1) the manufacturer submitted the information required in a notice
2 under this section to:

3 (A) a state with which the Department has entered a reciprocal
4 data-sharing agreement; or

5 (B) a trade association, the Interstate Chemicals Clearinghouse, or
6 other independent third party;

7 (2) the information required to be reported in a notice under this section
8 is provided to the Department in an alternate format, including reference to
9 information publicly available in other states or by independent third
10 parties; and

11 (3) the information required to be reported in a notice under this section
12 is available on or accessible from the Department of Health website.

13 Fourth: In Sec. 2, 18 V.S.A. § 1775, by striking out subsection (j) in its
14 entirety and inserting in lieu thereof the following:

15 (j) Fee. A manufacturer shall pay a fee of \$300.00 for each notice required
16 under subsection (a) of this section. If, under subsection (d) of this section, the
17 Commissioner waives the required format for reporting, the fee shall not be
18 waived. Fees collected under this subsection shall be deposited in the
19 Chemicals of High Concern Fund for the purposes of that Fund.

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(Committee vote: _____)

Representative _____

FOR THE COMMITTEE