

1 S.295

2 Senators Lyons and McCormack move that the bill be amended as follows:

3 First: In Sec. 2, 18 V.S.A. chapter 33A, by striking out section 1672 in its
4 entirety and inserting in lieu thereof a new section 1672 to read as follows:

5 § 1672. FOOD PACKAGING

6 (a) A manufacturer, supplier, or distributor shall not manufacture, sell,
7 offer for sale, distribute for sale, or distribute for use in this State a food
8 package to which PFAS have been intentionally added in any amount.

9 (b) Pursuant to 3 V.S.A. chapter 25, the Department may adopt rules
10 prohibiting a manufacturer, supplier, or distributor from selling or offering for
11 sale or for promotional distribution a food package or the packaging
12 component of a food package to which bisphenols have been intentionally
13 added in any amount greater than an incidental presence.

14 (1) The Department may only prohibit a manufacturer, supplier, or
15 distributor from selling or offering for sale or for promotional distribution a
16 food package or the packaging component of a food package in accordance
17 with subsection (a) of this section if the Department has determined that a safer
18 alternative is readily available in sufficient quantity and at a comparable cost
19 and that the safer alternative performs as well as or better than bisphenols in a
20 specific application of bisphenols to a food package or the packaging
21 component of a food package.

1 (2) If the Department prohibits a manufacturer, supplier, or distributor
2 from selling or offering for sale or for promotional distribution a food package
3 or the packaging component of a food package in accordance with subsection
4 (a) of this section, the prohibition shall not take effect until two years after the
5 Department determines that a safer alternative to bisphenols is available.

6 (c) A manufacturer, supplier, or distributor shall not manufacture, sell,
7 offer for sale, distribute for sale, or distribute for use in this State a food
8 package that includes inks, dyes, pigments, adhesives, stabilizers, coatings,
9 plasticizers, or any other additives to which phthalates have been intentionally
10 added in any amount greater than an incidental presence.

11 (d) This section shall not apply to the sale or resale of used products.

12 Second: In Sec. 3, 18 V.S.A. chapter 33B, by striking out section 1682 in
13 its entirety and inserting in lieu thereof a new section 1682 to read as follows:

14 § 1682. RUGS AND CARPETS

15 (a) A manufacturer, supplier, or distributor shall not manufacture, sell,
16 offer for sale, distribute for sale, or distribute for use in this State a residential
17 rug or carpet to which PFAS have been intentionally added in any amount.

18 (b) This section shall not apply to the sale or resale of used products.