

1 S.55

2 Senator Bray moves that the bill be amended as follows:

3 First: By striking out Secs. 1 and 2 and their reader assistance in their
4 entirety and inserting in lieu thereof new Secs. 1 and 2 and their reader
5 assistance as follows:

6 * * * Toxics Use Reduction and Reporting * * *

7 Sec. 1. 10 V.S.A. § 6633 is added to read:

8 § 6633. INTERAGENCY COMMITTEE ON CHEMICAL MANAGEMENT

9 (a) Creation. There is created the Interagency Committee on Chemical
10 Management in the State to:

11 (1) evaluate chemical inventories in the State on an annual basis;

12 (2) identify potential risks to human health and the environment from
13 chemical inventories in the State; and

14 (3) propose measures or mechanisms to address the identified risks from
15 chemical inventories in the State.

16 (b) Membership. The Interagency Committee on Chemical Management
17 shall be composed of the following eight members:

18 (1) the Secretary of Agriculture, Food and Markets or designee;

19 (2) the Secretary of Natural Resources or designee;

20 (3) the Commissioner of Health or designee;

21 (4) the Commissioner of Labor or designee;

1 (5) the Commissioner of Public Safety or designee;

2 (6) the Secretary of Commerce and Community Development or
3 designee;

4 (7) the Secretary of Digital Services or designee; and

5 (8) the Secretary of Transportation or designee.

6 (c) Powers and duties. The Interagency Committee on Chemical
7 management shall:

8 (1) Convene a citizen advisory panel to provide input and expertise to
9 the Committee. The citizen advisory panel shall consist of persons available to
10 the Committee on an as-needed basis to provide the following expertise:

11 (A) one individual with expertise in toxicology;

12 (B) one individual with expertise in environmental health;

13 (C) one individual with expertise in maternal and child health;

14 (D) one individual with expertise in industrial hygiene or
15 occupational health;

16 (E) one individual with expertise in human health and environmental
17 risk assessment;

18 (F) one individual with expertise in manufacturing products or
19 processes located in Vermont and subject to Vermont recordkeeping and
20 reporting requirements;

21 (G) one individual with expertise in retail sales located in Vermont;

1 (H) one individual associated with a small business located in
2 Vermont and subject to Vermont recordkeeping and reporting requirements;

3 (I) one individual associated with an academic institution with
4 expertise in chemical management or chemical policy;

5 (J) one individual with expertise in environmental law;

6 (K) one individual with expertise in public policy, with a focus on
7 chemical policy; and

8 (L) one individual with expertise in development and administration
9 of information reporting technology or databases.

10 (2) Monitor actions taken by the U.S. Environmental Protection Agency
11 (EPA) to regulate chemicals under the Toxic Substances Control Act,
12 15 U.S.C. chapter 53, and notify relevant State agencies of any EPA action
13 relevant to the jurisdiction of the agency.

14 (3) Annually review chemical inventories in the State in relation to
15 emerging scientific evidence in order to identify chemicals of high concern not
16 regulated by the State.

17 (4) Develop written procedures, guidance, and other resources that are
18 necessary and appropriate to carry out the functions of the Interagency
19 Committee on Chemical Management.

20 (d) Assistance. The Interagency Committee on Chemical Management
21 shall have the administrative, technical, and legal assistance of the Agency of

1 Natural Resources, the Agency of Agriculture, Food and Markets, the
2 Department of Health, the Department of Public Safety, the Department
3 of Labor, the Agency of Commerce and Community Development, and the
4 Department of Information and Innovation.

5 (e) Report. On or before December 15, 2020 and biennially thereafter, the
6 Interagency Committee on Chemical Management shall report to the Governor
7 and make recommendations regarding the actions of the Committee in
8 accordance with this section. Copies of the report shall be submitted to: the
9 Senate Committees on Natural Resources and Energy, on Health and Welfare,
10 and on Economic Development, Housing and General Affairs and the House
11 Committees on Natural Resources, Fish, and Wildlife, on Human Services, and
12 on Commerce and Economic Development. The provisions of 2 V.S.A. §20(d)
13 regarding expiration of required reports shall not apply to the report to be made
14 under this section. The report shall include:

15 (1) a summary of chemical use in the State based on reported chemical
16 inventories;

17 (2) a summary of identified risks to human health and the environment
18 from reported chemical inventories;

19 (3) a summary of any change under federal statute or rule affecting the
20 regulation of chemicals in the State; and

1 (4) recommended legislative or regulatory action to reduce risks to
2 human health and the environment from regulated and unregulated chemicals
3 of emerging concern.

4 (f) Meetings.

5 (1) The Secretary of Natural Resources or designee shall be the Chair of
6 the Interagency Committee on Chemical Management.

7 (2) The Secretary of Natural Resources or designee shall call the first
8 meeting of the Interagency Committee on Chemical Management to occur on
9 or before July 1, 2019.

10 (3) A majority of the membership of the Interagency Committee on
11 Chemical Management shall constitute a quorum.

12 (g) Authority of agencies. The establishment of the Interagency
13 Committee on Chemical Management shall not limit the independent authority
14 of a State agency to regulate chemical use or management under existing State
15 or applicable federal law.

16 Sec. 2. TRANSITION; LEGISLATIVE INTENT

17 It is the intent of the General Assembly that:

18 (1) the Interagency Committee on Chemical Management established by
19 Executive Order No. 02-19 shall fulfill the powers and duties of the
20 Interagency Committee on Chemical Management under 10 V.S.A. § 6633;
21 and

1 (2) the persons appointed as members of the citizen advisory committee
2 of the Interagency Committee on Chemical Management established by
3 Executive Order No. 02-19 shall continue as members of the citizen advisory
4 committee established under 10 V.S.A. § 6633.

5 Second: In Sec. 5 (effective dates), by striking out subsection (a) in its
6 entirety and inserting in lieu thereof the following:

7 (a) This section and Secs. 1 and 2 (the Interagency Committee on Chemical
8 Management; transition) shall take effect on passage.