



General Assembly

Substitute Bill No. 785

January Session, 2005

* _____SB00785JUD__060305_____*

**AN ACT CONCERNING THE BAN OF CERTAIN POLYBROMINATED
DIPHENYL ETHERS.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective October 1, 2005*) (a) No person shall sell or
2 offer to sell, or distribute for promotional purposes, a product
3 containing more than one per cent of the penta or octa mixtures of
4 polybrominated diphenyl ethers.

5 (b) For the purposes of enforcement of this section, officers or
6 employees duly designated by the Commissioner of Consumer
7 Protection, upon presenting appropriate credentials to the owner,
8 operator or agent in charge, are authorized (1) to enter, at reasonable
9 times, any factory, warehouse, establishment or store in which
10 products containing more than one per cent of the penta or octa
11 mixtures of polybrominated diphenyl ethers are manufactured,
12 processed, packed, sold or held for introduction into commerce or are
13 held after such introduction, or to enter any vehicle being used to
14 transport or hold such products in commerce; (2) to inspect, at
15 reasonable times and within reasonable limits and in a reasonable
16 manner, such factory, warehouse, establishment, vehicle or store and
17 all pertinent equipment, finished and unfinished materials, and
18 labeling therein; and (3) to obtain samples of such materials or
19 packages thereof, or of such labeling. If the officer or employee obtains

20 any sample, prior to leaving the premises, the office or employee shall
21 pay or offer to pay the owner, operator or agent in charge for such
22 sample and give a receipt describing the samples obtained.

23 (c) Any person who violates the provisions of subsection (a) of this
24 section shall be fined not more than one hundred dollars per product
25 sold, offered for sale or distributed for promotional purposes.

26 Sec. 2. (*Effective from passage*) The Commissioner of Environmental
27 Protection, in consultation with the Commissioner of Public Health,
28 shall review relevant risk assessments in connection with the deca
29 mixtures of polybrominated diphenyl ethers and the relevant findings
30 and rulings by the United States Environmental Protection Agency and
31 the European Union. Such review shall be performed within available
32 appropriations. Not later than January 1, 2006, the Commissioner of
33 Environmental Protection shall report, in accordance with the
34 provisions of section 11-4a of the general statutes, its findings and
35 recommendations regarding the regulation of such mixtures to the
36 joint standing committee of the General Assembly having cognizance
37 of matters relating to the environment.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2005</i>	New section
Sec. 2	<i>from passage</i>	New section

APP *Joint Favorable Subst.*

JUD *Joint Favorable*