

HB 2495 A STAFF MEASURE SUMMARY
House Committee On Energy and Environment

Carrier: Rep. Neron

Action Date: 04/12/21

Action: Do pass with amendments. (Printed A-Eng.)

Vote: 6-1-0-0

Yeas: 6 - Helm, Marsh, Moore-Green, Owens, Pham, Speaker Kotek

Nays: 1 - Smith DB

Fiscal: Fiscal impact issued

Revenue: No revenue impact

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Meeting Dates: 2/22, 2/24, 4/12

WHAT THE MEASURE DOES:

Requires the Oregon Health Authority (OHA) to consider including on the list of high priority chemicals of concern for children’s health when used in children’s products chemicals that are listed as chemicals of high concern in Washington, Maine, Vermont, or Minnesota. Authorizes OHA to include a class of chemicals on the list and if it does, it may exclude from the list specific members of the class of chemicals that do not share the same hazards as the other members of the class of chemicals. Establishes how chemicals and classes of chemicals are listed, added, or removed from high-priority chemicals list or included in children’s products sold in this state. Requires a manufacturer of a children’s product sold or offered for sale in this state that contains a chemical or member of a class of chemicals included on the list established to provide a biennial notice containing the brand name and model of the children’s product that contains the chemical, in addition to the product category, which becomes operative January 31, 2024. Authorizes a manufacturer, if OHA fails to act within 180 days and the hazard assessment is deemed approved, to continue to sell or offer for sale in this state the children’s product for which the manufacturer submitted a hazard assessment for a period of three years after the date of submission of the hazard assessment and requires manufacturer resubmit the hazard assessment at the end of the three-year period. Takes effect on 91st day following adjournment sine die.

ISSUES DISCUSSED:

- Public health risks
- Results of children's exposure to certain chemicals
- Continue to review chemicals as science and technology advances
- Manufacturers' costs
- Outcomes of aligning with other states' standards

EFFECT OF AMENDMENT:

Replaces the measure.

BACKGROUND:

In some states, manufacturers are required to limit the use of and report the chemicals used in children’s products. Senate Bill 478 (2015) established a list of high priority chemicals for children’s health used in children’s products, required manufacturers to provide notice including the name, registry number, amount, and function of the chemicals on the list used in the children’s product, and required manufacturers to remove or substitute for the chemical under certain circumstances. Similar legislation has been passed in other states, notably Maine’s Protect Children's Health and the Environment from Toxic Chemicals in Toys and Children's Products and Washington’s Children’s Safe Products Act.

HB 2495 A STAFF MEASURE SUMMARY

House Bill 2495 A would require the Oregon Health Authority (OHA) to consider including chemicals that are listed as chemicals of high concern in Washington, Maine, Vermont, or Minnesota on the list of high priority chemicals of concern in Oregon. The measure would establish how chemicals and classes of chemicals are listed, added, or removed from high-priority chemicals list or included in children's products sold in Oregon. House Bill 2495 A would require a manufacturer of a children's product sold or offered for sale in Oregon that contains a chemical or member of a class of chemicals included on the list to provide a biennial notice of the children's product that contains the chemical.