

2SHB 1174 - H AMD 170

By Representative Shea

FAILED 03/05/2015

1 On page 2, line 18, after "department" insert ", as of January 1,
2 2015,"

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4 On page 3, line 2, after "34.05.320." insert "If the department
5 initiates a process before July 1 in a given year to adopt a rule that
6 identifies a flame retardant as a high priority chemical of high
7 concern for children, the report must be submitted to the legislature
8 no later than December 31 of the same calendar year. If the department
9 initiates a process after July 1 in a given year to adopt a rule that
10 identifies a flame retardant as a high priority chemical of high
11 concern for children, the report must be submitted to the legislature
12 no later than December 31 of following calendar year."

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14 On page 3, after line 23, strike all material through
15 "distribution." on page 4, line 6, and insert "A manufacturer of
16 residential upholstered furniture or children's products must continue
17 to provide notice to the department consistent with RCW 70.240.040 for
18 flame retardants restricted under this chapter. The department must
19 use the information provided under RCW 70.240.040 to implement and
20 enforce restrictions under this chapter on flame retardants in
21 residential upholstered furniture and children's products."

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EFFECT: Eliminates restrictions on flame retardants that the Department of Ecology identifies as high priority chemicals of high concern for children after January 1, 2015. Requires the Department of Ecology's report to the legislature, which occurs prior to identifying a flame retardant as a chemical of high concern for children, must be submitted by December 31 if the rule-making process is initiated prior to July 1 of that calendar year, but requires the report to be submitted to the Legislature by the

following December 31 if the rule-making is initiated after July 1 of a given year. Clarifies that manufacturers of children's products or residential upholstered furniture that contain restricted flame retardants must continue to provide notice to the Department of Ecology regarding the presence of restricted flame retardants in their products. Eliminates the requirement that, upon request, manufacturers must submit a certificate to the Department of Ecology stating that the manufacturer's product complies with flame retardant restrictions.

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