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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-SECOND SESSION

H. F. No. 2906

01/31/2022

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The bill was read for the first time and referred to the Committee on Environment and Natural Resources Finance and Policy

1.1 A bill for an act
1.2 relating to environment; prohibiting PFAS in cosmetics; proposing coding for new
1.3 law in Minnesota Statutes, chapter 116.

1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.5 Section 1. [116.943] PFAS IN COSMETICS.

1.6 Subdivision 1. Definitions. For purposes of this section, the following terms have the
1.7 meanings given:

1.8 (1) "cosmetic product" means an article intended to be applied to the human body for
1.9 cleansing, beautifying, promoting attractiveness, or altering appearance. Cosmetic product
1.10 does not include a product for which a prescription is required for distribution or dispensing;
1.11 and

1.12 (2) "perfluoroalkyl and polyfluoroalkyl substances" or "PFAS" means substances that
1.13 include any member of the class of fluorinated organic chemicals containing at least one
1.14 fully fluorinated carbon atom.

1.15 Subd. 2. Prohibition. A person must not manufacture, distribute, sell, or offer for sale
1.16 in the state any cosmetic product that contains perfluoroalkyl and polyfluoroalkyl substances.

1.17 Subd. 3. Enforcement. (a) The commissioner of the Pollution Control Agency may
1.18 enforce this section under sections 115.071 and 116.072. The commissioner may coordinate
1.19 with the commissioners of commerce and health in enforcing this section.

1.20 (b) When requested by the commissioner of the Pollution Control Agency, a person
1.21 must furnish to the commissioner any information that the person may have or may
1.22 reasonably obtain that is relevant to show compliance with this section.

2.1 **EFFECTIVE DATE.** This section is effective January 1, 2024.