

**SENATE
STATE OF MINNESOTA
NINETY-FIRST SESSION**

S.F. No. 2088

(SENATE AUTHORS: MARTY)

DATE
03/07/2019

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OFFICIAL STATUS
Introduction and first reading
Referred to Commerce and Consumer Protection Finance and Policy

1.1 A bill for an act
1.2 relating to environment; regulating the use of certain chemicals in food packaging;
1.3 proposing coding for new law in Minnesota Statutes, chapter 325F.

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

1.5 Section 1. 325F.555] FOOD PACKAGING.

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

1.8 (b) "Food package" means a package or packaging component intended to market,
1.9 protect, or handle a product intended for food contact or used to store food and foodstuffs
1.10 for sale.

1.11 (c) "Package" means a container providing a means to market, protect, or handle a
1.12 product. Package includes (1) a unit package, an intermediate package, and a shipping
1.13 container, and (2) unsealed receptacles, including carrying cases, crates, cups, pails, rigid
1.14 foil and other trays, wrappers and wrapping films, bags, and tubs.

1.15 (d) "Packaging component" means an individual assembled part of a package, including
1.16 but not limited to any interior or exterior blocking, bracing, cushioning, weatherproofing,
1.17 exterior strapping, coatings, closures, inks, and labels.

1.18 (e) "Perfluoroalkyl and polyfluoroalkyl substances" or "PFAS" means a class of
1.19 fluorinated organic chemicals containing at least one fully fluorinated carbon atom.

1.20 Subd. 2. Prohibition. A person is prohibited from manufacturing, knowingly selling,
1.21 offering for sale, distributing for sale, or distributing for use in Minnesota food packaging
1.22 to which PFAS have been intentionally added in any amount.

- 2.1 Subd. 3. **Enforcement.** This section must be enforced by the attorney general under
- 2.2 section 8.31.
- 2.3 **EFFECTIVE DATE.** This section is effective January 1, 2020.