
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 684 Session of
2021

INTRODUCED BY HANBIDGE, SANCHEZ, BOBACK, SCHWEYER, NEILSON,
HILL-EVANS, SCHLOSSBERG, McNEILL, CIRESI, KENYATTA, MALAGARI,
KINSEY, O'MARA, HOWARD, McCLINTON AND GILLEN,
FEBRUARY 26, 2021

REFERRED TO COMMITTEE ON CONSUMER AFFAIRS, FEBRUARY 26, 2021

AN ACT

1 Providing for bisphenol A-free container products for infants.

2 The General Assembly of the Commonwealth of Pennsylvania

3 hereby enacts as follows:

4 Section 1. Short title.

5 This act shall be known and may be cited as the BPA-free
6 Container Products for Infants Act.

7 Section 2. Definitions.

8 The following words and phrases when used in this act shall
9 have the meanings given to them in this section unless the
10 context clearly indicates otherwise:

11 "Container." A food or beverage container that serves as a
12 package, parcel or other vessel intended for use in storing,
13 heating or serving liquids or solids intended for consumption by
14 infants.

15 "Infant." A child under one year of age.

16 Section 3. Bisphenol A-free food and beverage containers for

1 infants.

2 (a) General rule.--No person or entity may manufacture, sell
3 or distribute any container intended for use by infants that
4 contains bisphenol A (BPA) at a level above 0.1 parts per
5 billion (ppb).

6 (b) Manufacturer standard.--A manufacturer under this
7 section:

8 (1) Shall use the least toxic alternative when replacing
9 BPA in containers as provided under this section.

10 (2) May not replace BPA with carcinogens rated by the
11 Environmental Protection Agency as A, B or C carcinogens or
12 substances listed as known or likely carcinogens, known to be
13 human carcinogens, likely to be human carcinogens or
14 suggestive of being human carcinogens, as described by the
15 Environmental Protection Agency in the Integrated Risk
16 Information System.

17 (3) May not replace BPA with reproductive toxicants that
18 cause birth defects, reproductive harm or developmental harm,
19 as identified by the Environmental Protection Agency.

20 Section 4. Violation of Unfair Trade Practices and Consumer
21 Protection Law.

22 A violation of section 3 constitutes unfair methods of
23 competition and unfair or deceptive acts or practices within the
24 meaning of section 2(4) of the act of December 17, 1968
25 (P.L.1224, No.387), known as the Unfair Trade Practices and
26 Consumer Protection Law, and shall be subject to the enforcement
27 provisions, civil penalties and private rights of action
28 contained in that act.

29 Section 5. Effective date.

30 This act shall take effect in 60 days.