

113TH CONGRESS  
2D SESSION

# S. 2120

To expand the prohibition on the manufacture, distribution, and importation of children's products that contain phthalates, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

MARCH 12, 2014

Mrs. GILLIBRAND introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

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## A BILL

To expand the prohibition on the manufacture, distribution, and importation of children's products that contain phthalates, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. EXPANSION OF PROHIBITION ON MANUFAC-**  
4 **TURE, DISTRIBUTION, AND IMPORTATION OF**  
5 **CHILDREN'S PRODUCTS CONTAINING**  
6 **PHTHALATES.**

7 (a) IN GENERAL.—Section 108 of the Consumer  
8 Product Safety Improvement Act of 2008 (Public Law  
9 110–314; 15 U.S.C. 2057c) is amended—

10 (1) in subsection (a)—

1 (A) by striking “children’s toy or child  
2 care article” and inserting “children’s product”;  
3 and

4 (B) by striking “or benzyl butyl phthalate  
5 (BBP)” and inserting “benzyl butyl phthalate  
6 (BBP), diisononyl phthalate (DINP), diisodecyl  
7 phthalate (DIDP), or di-n-octyl phthalate  
8 (DnOP)”; and  
9 (2) in subsection (b)—

10 (A) by striking paragraph (1);

11 (B) by redesignating paragraphs (2) and  
12 (3) as paragraphs (1) and (2), respectively; and

13 (C) in paragraph (2), as redesignated by  
14 subparagraph (B), by striking “a final rule”  
15 and all that follows through “evaluate the find-  
16 ings” and inserting “a final rule to evaluate the  
17 findings”.

18 (b) CONFORMING AMENDMENTS.—Such section is  
19 further amended—

20 (1) in subsection (c)—

21 (A) by striking “subsections (a) and (b)(1)  
22 and any rule promulgated under subsection  
23 (b)(3)” and inserting “subsection (a) and any  
24 rule promulgated under subsection (b)(2)”; and

1 (B) by striking “children’s toy or child  
2 care article” each place it appears and inserting  
3 “children’s product”;

4 (2) in subsection (d)(1), by striking “children’s  
5 toy or child care article” and inserting “children’s  
6 product”;

7 (3) in subsection (e), by striking “subsection  
8 (a) or (b)(1) or any rule promulgated by the Com-  
9 mission under subsection (b)(3)” and inserting “sub-  
10 section (a) or any rule promulgated by the Commis-  
11 sion under subsection (b)(2)”;

12 (4) in subsection (f), by striking “subsections  
13 (a) and (b)(1) and any rule promulgated under sub-  
14 section (b)(3)” and inserting “subsection (a) and  
15 any rule promulgated under subsection (b)(2)”;

16 (5) in subsection (g), by adding at the end the  
17 following:

18 “(E) The term ‘children’s product’ has the  
19 meaning given such term in section 3(a) of the  
20 Consumer Product Safety Act (15 U.S.C.  
21 2052(a)).”.

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