

1 State of Arkansas
2 88th General Assembly
3 Regular Session, 2011
4

As Engrossed: S3/10/11

A Bill

SENATE BILL 350

5 By: Senator Madison
6

For An Act To Be Entitled

8 AN ACT CONCERNING THE SALE OF CHILDREN'S PRODUCTS
9 CONTAINING BISPHENOL-A IN THE STATE OF ARKANSAS; AND
10 FOR OTHER PURPOSES.
11

Subtitle

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13 CONCERNING THE SALE OF CHILDREN'S
14 PRODUCTS CONTAINING BISPHENOL-A IN THE
15 STATE OF ARKANSAS.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code Title 20, Chapter 27 is amended to add an
22 additional subchapter to read as follows:

23 20-27-101. Legislative intent.

24 (a) The General Assembly finds:

25 (1) Bisphenol-A is a synthetic estrogen used in the production
26 of some food and drink containers, including baby bottles, and epoxy resins
27 used to coat food cans and bottle tops;

28 (2) The majority of bisphenol-A human absorption is by contact
29 with the mouth and skin;

30 (3) Infants and children may be exposed to bisphenol-A by their
31 playthings, food containers, and skin products;

32 (4) Studies have confirmed that bisphenol-A is harmful to
33 infants and children; and

34 (5) This chemical poses a threat to children at critical,
35 sensitive stages of their development.

36 (b) The intent of this act is to prohibit in this state the



1 manufacture, sale, and distribution of children's products containing
2 bisphenol-A to prevent the harmful effects to infants and children that
3 studies confirm can result from exposure to those chemicals.

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5 20-27-102. Definitions.

6 As used in this section:

7 (1) "Baby food" means a prepared solid food consisting of a soft
8 paste or an easily chewed food that is intended for consumption by children
9 two (2) years of age or younger and is commercially available;

10 (2) "Infant formula" means a milk-based or soy-based powder,
11 concentrated liquid, or ready-to-feed substitute for human breast milk that
12 is intended for infant consumption and is commercially available; and

13 (3) "Reusable food or beverage container" means a receptacle for
14 storing food or beverages, including without limitation a:

- 15 (A) Baby bottle;
- 16 (B) Baby bottle liner;
- 17 (C) Cup;
- 18 (D) Cup lid;
- 19 (E) Straw;
- 20 (F) Sippy cup;
- 21 (G) Sports bottle; and
- 22 (H) Vacuum bottle.

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24 20-27-103. Sale of children's products containing bisphenol-A.

25 (a) On and after October 1, 2012, no person shall manufacture, sell,
26 offer for sale, or distribute in this state:

27 (1) A reusable food or beverage container intended for use by a
28 child three (3) years of age or younger that contains bisphenol-A;

29 (2) Any instrument designed to assist a child three (3) years of
30 age or younger in eating or drinking that contains bisphenol-A, including
31 without limitation a:

- 32 (A) Bottle nipple;
- 33 (B) Child's fork;
- 34 (C) Child's spoon;
- 35 (D) Bib; or
- 36 (E) Bottle warmer; and

