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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-FIFTH SESSION

HOUSE FILE NO. 1622

March 1, 2007
Authored by Clark
The bill was read for the first time and referred to the Committee on Health and Human Services
March 20, 2007
Committee Recommendation and Adoption of Report:
To Pass as Amended and re-referred to the Committee on Commerce and Labor

A bill for an act

relating to children's environmental health; prohibiting the sale of children's items containing lead; establishing requirements for paint retailers; proposing coding for new law in Minnesota Statutes, chapter 325E.

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

Section 1. **[325E.385] SALE OF CHILDREN'S ITEMS CONTAINING LEAD PROHIBITED.**

Subdivision 1. **Definition.** For the purposes of this section "lead-bearing substance" means an item containing or coated with lead so that the lead content is more than 600 parts per million of lead, or, for candy, more than 0.1 parts per million.

Subd. 2. **Sale prohibited.** On or after July 1, 2007, no person shall sell, offer for sale, transfer, or distribute free of charge toys, furniture, clothing, accessories, jewelry, decorative objects, edible items, candy, food, dietary supplements, or other articles used by or intended to be chewable by children containing a lead-bearing substance.

Sec. 2. **[325E.386] REQUIREMENTS FOR PAINT RETAILERS.**

A person selling paint to the public in quantities of one gallon or more must do the following:

(1) offer copies of the United States Environmental Protection Agency's "Protecting Your Family From Lead" pamphlet to all paint customers;

(2) place a poster visible in the paint department that informs customers of the right to receive a copy of the pamphlet; and

(3) offer for sale a lead dust test kit that is capable of determining the presence of lead-based paint hazards.