

ASSEMBLY BILL NO. 354—ASSEMBLYMEN DIAZ,
BOBZIEN; PIERCE AND SWANK

MARCH 18, 2013

Referred to Committee on Commerce and Labor

SUMMARY—Prohibits the manufacture, sale or distribution of certain consumer products that contain or come in direct physical contact with Bisphenol A. (BDR 52-789)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Yes.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to consumer protection; prohibiting the manufacture, sale or distribution of certain consumer products that contain or come in direct physical contact with Bisphenol A (BPA); and providing other matters properly relating thereto.

Legislative Counsel's Digest:

- 1 This bill prohibits the manufacture, sale or distribution of: (1) certain bottles
2 and cups which contain intentionally added Bisphenol A (BPA) and are intended
3 primarily for use by certain children; and (2) baby food and infant formula stored in
4 any container which contains intentionally added BPA.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

- 1 **Section 1.** Chapter 597 of NRS is hereby amended by adding
2 thereto the provisions set forth as sections 2 and 3 of this act.

- 3 **Sec. 2.** *A person shall not knowingly manufacture, sell or*
4 *distribute in this State any bottle or cup which contains*
5 *intentionally added Bisphenol A if the bottle or cup is designed or*
6 *intended to be filled with any liquid or food intended primarily for*
7 *consumption directly from the bottle or cup by a child who is less*
8 *than 4 years of age.*



1 **Sec. 3. 1. A person shall not knowingly manufacture, sell**
2 **or distribute in this State any baby food or infant formula stored in**
3 **a container which contains intentionally added Bisphenol A.**

4 **2. As used in this section:**

5 **(a) "Baby food" means any prepared solid food consisting of a**
6 **soft paste or is otherwise easily chewed and is intended primarily**
7 **for consumption by a child who is less than 4 years of age and is**
8 **commercially available.**

9 **(b) "Container" means any receptacle, including, without**
10 **limitation, a box, can, jar, or a lid, that comes in direct physical**
11 **contact with baby food or infant formula.**

12 **(c) "Infant formula" means any liquid or powder that purports**
13 **or is represented to be for special dietary use solely as a food for**
14 **infants by nature of its simulation of human milk or its suitability**
15 **as a complete or partial substitute for human milk.**

16 **Sec. 4. 1. This section and sections 1 and 2 of this act**
17 **become effective on January 1, 2014.**

18 **2. Section 3 of this act becomes effective on July 1, 2014.**

