

109TH CONGRESS  
1ST SESSION

# H. R. 668

To direct the Consumer Product Safety Commission to classify certain children's products containing lead to be banned hazardous substances.

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 8, 2005

Mr. WAXMAN (for himself, Mr. BROWN of Ohio, Mr. McDERMOTT, Ms. MILLENDER-McDONALD, and Mr. RUSH) introduced the following bill; which was referred to the Committee on Energy and Commerce

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## A BILL

To direct the Consumer Product Safety Commission to classify certain children's products containing lead to be banned hazardous substances.

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. BAN ON CHILDREN'S PRODUCTS CONTAINING**  
4               **LEAD.**

5           (a) BANNED HAZARDOUS SUBSTANCES.—Not later  
6       than 180 days after the date of enactment of this Act,  
7       the Consumer Product Safety Commission (referred to in  
8       this Act as the “Commission”) shall prescribe regulations  
9       classifying any children's product containing lead to be a

1 banned hazardous substance within the meaning of section  
2 2(q)(1) of the Hazardous Substances Act (15 U.S.C.  
3 1261(q)(1)).

4 (b) DEFINITION OF CHILDREN’S PRODUCT CON-  
5 TAINING LEAD.—As used in subsection (a), the term  
6 “children’s product containing lead” means any consumer  
7 product marketed for use by children under age 6, or  
8 whose substantial use by children under age 6 is foresee-  
9 able, and containing more than trace amounts of lead, as  
10 determined by the Commission and prescribed in the regu-  
11 lations required by subsection (a).

12 (c) CERTAIN ELECTRONIC DEVICES.—If, in pre-  
13 scribing the regulations required by subsection (a), the  
14 Commission determines that it is not feasible for certain  
15 electronic devices to comply with such regulations at the  
16 time the regulations shall take effect, the Commission  
17 shall, by regulation—

18 (1) issue standards to reduce the exposure of  
19 and accessibility to lead in such electronic devices;  
20 and

21 (2) establish a schedule by which such elec-  
22 tronic devices shall be in full compliance with the  
23 regulations prescribed under subsection (a).

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