

HOUSE BILL No. 4465

March 14, 2007, Introduced by Reps. Kathleen Law, Miller, Hopgood, Gonzales and Warren and referred to the Committee on Great Lakes and Environment.

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 14721 and 14724 (MCL 324.14721 and 324.14724), as added by 2004 PA 526, and by adding section 14723a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 14721. (1) As used in this subpart:

2 **(A) "DECA-BDE" MEANS DECABROMODIPHENYL ETHER.**

3 **(B) ~~(a)~~"Department"** means the department of environmental
4 quality.

5 **(C) ~~(b)~~"Octa-BDE"** means octabromodiphenyl ether.

6 **(D) ~~(c)~~"PBDE"** means polybrominated diphenyl ether.

7 **(E) ~~(d)~~"Penta-BDE"** means pentabromodiphenyl ether.

8 **(F) "RELEASE" MEANS THAT TERM AS IT IS DEFINED IN SECTION**
9 20101.

1 (2) This subpart may be cited as the "Mary Beth Doyle PBDE
2 act".

3 **SEC. 14723A. (1) BEGINNING JANUARY 1, 2008, A PERSON SHALL NOT**
4 **MANUFACTURE OR DISTRIBUTE A MATTRESS OR UPHOLSTERED FURNITURE**
5 **DESIGNED FOR RESIDENTIAL USE THAT CONTAINS DECA-BDE.**

6 (2) BEGINNING JANUARY 1, 2012, A PERSON SHALL NOT MANUFACTURE
7 OR DISTRIBUTE A TELEVISION OR COMPUTER THAT CONTAINS DECA-BDE.

8 Sec. 14724. The department may establish a PBDE advisory
9 committee to assist the department in determining the risk posed by
10 the release of PBDEs, other than penta-BDE or octa-BDE, **AND**
11 **SUBSTANCES USED AS ALTERNATIVES TO PBDES** to human health and the
12 environment. The department may use existing programs to monitor
13 the presence of PBDEs in the state's environment to determine
14 exposure and risk. If new scientific information gathered by the
15 advisory committee indicates a significant risk to human health and
16 the environment in the state, the advisory committee shall inform
17 the department of risk or risks and, if the department concurs, the
18 department shall advise the legislature of the risk. ~~Nothing in~~
19 ~~this section shall~~ **THIS SECTION DOES NOT** preclude the department
20 from issuing recommendations to the legislature independent of any
21 actions of the advisory committee.