

**ASSEMBLY BILL**

**No. 2516**

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**Introduced by Assembly Member Tran**

February 23, 2006

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An act to amend Section 108922 of the Health and Safety Code, relating to toxic substances.

LEGISLATIVE COUNSEL'S DIGEST

AB 2516, as introduced, Tran. Toxic substances: PBDEs.

Existing law prohibits, on and after June 1, 2006, a person from manufacturing, processing, as defined, or distributing in commerce a product, or a flame-retarded part of a product, containing more than  $\frac{1}{10}$  of 1% pentaBDE or octaBDE, except for products containing small quantities of PBDEs that are produced or used for scientific research on the health or environmental effects of PBDEs. Existing law defines a product for purposes of this prohibition as a product manufactured on or after June 1, 2006.

This bill would additionally exempt from the prohibition the processing of recycled material containing pentaBDE or octaBDE in compliance with applicable state and federal law, and is recycled on or before January 1, 2011.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 108922 of the Health and Safety Code
- 2 is amended to read:
- 3 108922. (a) On and after June 1, 2006, a person may not
- 4 manufacture, process, or distribute in commerce a product, or a

1 flame-retarded part of a product, containing more than one-tenth  
2 of 1 percent of pentaBDE or octaBDE, ~~except for products.~~

3 *(b) Subdivision (a) shall not apply to either of the following:*

4 *(1) Products containing small quantities of PBDEs that are*  
5 *produce or used for scientific research on the health or*  
6 *environmental effects of PBDEs.*

7 *(2) The processing of recycled material containing pentaBDE*  
8 *or octaBDE in compliance with applicable state and federal law,*  
9 *and that is recycled on or before January 1, 2011.*