HOUSE DOCKET, NO. 890 FILED ON: 1/15/2013

HOUSE . . . . . No. 2062

The Commonwealth of Massachusetts

PRESENTED BY:

Kathi-Anne Reinstein

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying:

An Act relative to healthy cosmetics.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Kathi-Anne Reinstein	*16th Suffolk*

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HOUSE . . . . . No. 2062

By Ms. Reinstein of Revere, a petition (accompanied by bill, House, No. 2062) of Kathi-Anne Reinstein for legislation to regulate the ingredients used in the manufacture of cosmetics. Public Health.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE
HOUSE
, NO. *1513* OF 2011-2012.]

The Commonwealth of Massachusetts

An Act relative to healthy cosmetics.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Chapter 94 of the General Laws is hereby amended by inserting after section 187H the following sections:- 187I. For the purposes of this section and sections 187J and 187 K the following terms shall have the following meanings:- Cosmetic Ingredient Review is a public-private partnership that reviews and assesses the safety of ingredients used in cosmetics in an open, unbiased, and expert manner, and publishes the results in open, peer-reviewed, scientific literature. Cosmetic Ingredient Review is a collaborative effort supported by the U.S. Food and Drug Administration, Consumer Federation of America, and the cosmetic industry. Manufacturer means any entity, including a distributor, whose name appears on the label of a cosmetic product pursuant to the requirements of Section 701.12 of Title 21 of the U.S. Code of Federal Regulations, Unsafe Cosmetic Ingredient means a cosmetic ingredient that has been identified as unsafe at any level for use in a cosmetic product in a report submitted to the U.S. Federal Food and Drug Administration by the Cosmetic Ingredient Review (CIR).

187J. Manufacturers who distribute, sell, offer for sale or manufacture for sale cosmetic products shall report to the department of public health on the use of any unsafe cosmetic ingredient in a cosmetic product. If a manufacturer does not manufacture any cosmetic product

17 that contains an unsafe cosmetic ingredient, then no reporting is required to the department of
18 public health.

19 187K. A cosmetic product that contains an ingredient that is identified as an Unsafe
20 Cosmetic Ingredient as defined in this section, shall be deemed to be adulterated or misbranded
21 or both.

22 187L. The Department of Public Health shall report to the General Court on the reports

23 submitted pursuant to section 187J, investigations and enforcement action, and

24 recommendations, if any, together with drafts of legislation necessary to carry its

25 recommendations into effect, by filing the same with the clerk of the House of
26 Representatives on or before January 1, 2011.

27 SECTION 2. For the purposes of section 187J the effective date shall be one year
28 following enactment.

29 SECTION 3. For the purposes of section 187K the effective date shall be two years
30 following enactment.