

**SENATE . . . . . No. 1074**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

***Gale D. Candaras***

*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 adoption of the accompanying bill:

**An Act regulating cadmium in children's jewelry.**

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Gale D. Candaras</i>	
<i>Cory Atkins</i>	<i>14th Middlesex</i>
<i>Jennifer E. Benson</i>	<i>37th Middlesex</i>
<i>Thomas M. McGee</i>	<i>Third Essex</i>
<i>Angelo J. Puppolo, Jr.</i>	<i>12th Hampden</i>
<i>Denise Provost</i>	<i>27th Middlesex</i>
<i>Benjamin Swan</i>	<i>11th Hampden</i>

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By Ms. Candaras, a petition (accompanied by bill, Senate, No. 1074) of Gale D. Candaras, Cory Atkins, Jennifer E. Benson, Thomas M. McGee and other members of the General Court for legislation to regulate cadmium in children's jewelry. Public Health.

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**The Commonwealth of Massachusetts**

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**In the Year Two Thousand Eleven**  
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An Act regulating cadmium in children's jewelry.

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

1 SECTION 1. Chapter 111 of the General Laws, as appearing in the 2010 Official  
2 Edition, is hereby amended by inserting after section 186B the following section:-

3 Section 186C. (a) In this section, the following words shall have the following  
4 meanings:--

5 “Accessible”, the term shall have the meaning given in Section 3.1.2 of the ASTM  
6 International Safety Specification on Toy Safety, F963.

7 “Child”, an individual who is 6 years of age or younger.

8 “Children’s jewelry”, jewelry that is primarily designed, marketed and intended for use  
9 by a child.

10 (b) No person may manufacture, knowingly sell, offer for sale, distribute for sale, or  
11 distribute for use children's jewelry containing cadmium in any paint or surface coating or

12 accessible substrate that exceeds 75 parts per million, as determined through solubility testing for  
13 heavy metals defined in the ASTM International Safety Specification on Toy Safety, ASTM  
14 Standard F-963, and subsequent versions of this standard, unless superseded by a federal  
15 standard applicable to children's jewelry.

16 (c) This Section applies to products that are manufactured after December 31, 2011.

17 (d) This section shall not apply to any product category or toy regulated for cadmium  
18 exposure under the federal Consumer Product Safety Improvement Act of 2008 (Public Law  
19 110-314).

20 SECTION 2. This act shall take effect upon passage.