



## 94TH GENERAL ASSEMBLY

### State of Illinois

2005 and 2006

HB4783

Introduced 1/18/2006, by Rep. Elaine Nekritz

#### SYNOPSIS AS INTRODUCED:

410 ILCS 48/15

Amends the Brominated Fire Retardant Prevention Act. Prohibits the manufacturing, processing, and distribution into commerce of a product or flame-retarded part of a product containing more than one-tenth of 1% of decabromodiphenyl ether (decaBDE) by mass after January 1, 2008. Permits the processing of recycled material containing decaBDE.

LRB094 15799 LJB 51015 b

FISCAL NOTE ACT  
MAY APPLY

1 AN ACT concerning public health.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Brominated Fire Retardant Prevention Act is  
5 amended by changing Section 15 as follows:

6 (410 ILCS 48/15)

7 Sec. 15. Regulation of brominated flame retardant.

8 (a) Effective January 1, 2006, a person may not  
9 manufacture, process, or distribute in commerce a product or a  
10 flame-retarded part of a product containing more than one-tenth  
11 of 1% of pentaBDE or octaBDE. Effective January 1, 2008, a  
12 person may not manufacture, process, or distribute in commerce  
13 a product or a flame-retarded part of a product containing more  
14 than one-tenth of 1% of decaBDE by mass.

15 (b) Subsection (a) of this Section does not apply to the  
16 following:

17 (1) The sale by a business, charity, or private party  
18 of any used product containing PBDE.

19 (2) The distribution in commerce of original equipment  
20 manufacturer replacement service parts manufactured prior  
21 to the effective date of this Act.

22 (3) The processing of recycled material containing  
23 decaBDE, pentaBDE, or octaBDE in compliance with  
24 applicable State and federal laws.

25 (Source: P.A. 94-100, eff. 7-1-05.)