

SENATE BILL 304

J1, C2

8lr2326
CF 8lr1731

By: **Senator Middleton**

Introduced and read first time: January 28, 2008

Assigned to: Finance and Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Consumer Products Safety - Lead and Mercury Reduction Act**

3 FOR the purpose of prohibiting certain persons from administering vaccines that
4 contain more than a certain amount of mercury per dose; prohibiting the sale,
5 offer for sale, or distribution in the State of certain drugs that contain mercury;
6 prohibiting the sale, offer for sale, or distribution in the State of cosmetics that
7 contain lead or mercury; providing for a delayed effective date; and generally
8 relating to prohibitions against the administering of vaccines with specified
9 levels of mercury and the sale of cosmetics and specified drugs that contain
10 mercury.

11 BY adding to

12 Article - Health - General
13 Section 18-405, 21-228, and 21-232
14 Annotated Code of Maryland
15 (2005 Replacement Volume and 2007 Supplement)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
17 MARYLAND, That the Laws of Maryland read as follows:

18 **Article - Health - General**

19 **18-405.**

20 **A PERSON LAWFULLY ADMINISTERING A VACCINE MAY NOT ADMINISTER A**
21 **VACCINE TO AN INDIVIDUAL IF THE VACCINE CONTAINS MORE THAN 1.25**
22 **MICROGRAMS OF MERCURY PER 0.5 MILLILITER DOSE.**

23 **21-228.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(A) THE PROVISIONS OF THIS SECTION DO NOT APPLY TO THE SALE,**
2 **OFFER FOR SALE, OR DISTRIBUTION OF A PRESCRIPTION DRUG.**

3 **(B) A PERSON MAY NOT SELL, OFFER FOR SALE, OR DISTRIBUTE IN THE**
4 **STATE A DRUG THAT CONTAINS MERCURY.**

5 **21-232.**

6 **A PERSON MAY NOT SELL, OFFER FOR SALE, OR DISTRIBUTE IN THE**
7 **STATE A COSMETIC THAT CONTAINS LEAD OR MERCURY.**

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
9 January 1, 2009.