

AN ACT relating to lead poisoning prevention.

*Be it enacted by the General Assembly of the Commonwealth of Kentucky:*

â Section 1. KRS 217.801 is amended to read as follows:

- (1) Paint manufactured after July 1, 1972, or any lead-bearing substance containing more than one-half of one percent (.5%) lead by weight of the nonvolatile content shall not be sold, or used on any items used by or intended to be chewable by children, including but not limited to clothing, accessories, jewelry, decorative objects, edible items, candy, food, dietary supplements, toys, children's furniture, or other articles; the interior surface of any dwelling ~~;~~ or any other surface easily accessible to children under the age of seven (7) years. Such paints or lead-bearing substances shall not be manufactured, sold, or used for any other purpose which would ultimately result in exposure to children under the age of seven (7) years unless proper application and documentation is made to the Cabinet for Health and Family Services and the cabinet determines that no health hazard or danger to children exists from the intended use.
- (2) All paints manufactured in this state after July 1, 1972, and any lead-bearing substance which will be used in this state ~~shall~~~~will~~ be clearly labeled as to use and hazard when containing more than one-half of one percent (.5%) lead by weight of the total nonvolatile content.
- (3) Any items used by or intended to be chewable by children, including but not limited to clothing, accessories, jewelry, decorative objects, edible items, candy, food, dietary supplements, toys, children's furniture, or other articles that contain paint manufactured after July 1, 1972, or any lead-bearing substance containing more than one-half of one percent (.5%) lead by weight of the nonvolatile content shall not be sold unless proper application and documentation is made to the Cabinet for Health and Family Services and the cabinet determines that no health hazard or danger to children exists from the intended use.

(4) The above provisions of subsections (1), (2), and (3) ~~and (2)~~ of this section shall apply to all paints and lead-bearing substances containing more than six one-hundredths of one percent (.06%) lead by weight of the total nonvolatile content after January 1, 1974.