NITIJELA OF THE REPUBLIC OF THE MARSHALL ISLANDS
40TH CONSTITUTION REGULAR SESSION, 2019

Republic of the Marshall Islands
Jepilpilin Ke Ejukaan

SAFE SUNSCREEN ACT, 2019

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Republic of the Marshall Islands
Jepilpilin Ke Ejukaan

SAFE SUNSCREEN ACT, 2019

AN ACT to prohibit certain unsafe sunscreen products from entering the Republic for the purpose of protecting the health of our natural resources, marine environment, and people.

BE IT ENACTED BY THE NITIJELA OF THE REPUBLIC OF THE MARSHALL ISLANDS

§101. Short title.

This Act may be cited as the Safe Sunscreen Act, 2019.

§102. Prohibition on the sale, importation and distribution of sunscreen products containing certain chemical ingredients.

(a) For the purposes of this subchapter, prohibited sunscreens are those, which contain the following chemical UV filters and preservative ingredients:

(i) Chemical UV filters.

1. **Oxybenzone (or benzophenone-3).** This is the chemical(2-Hyroxy-4-methoxyphenyl)-phenylmethan one that has a Chemical Abstract Service Registry Number 131-57-7 and whose synonyms include Escalol 567, Eusolex 13 4360, KAUSCREEN BP-3, 4-methoxy-2-hydroxybenzophenone and Milestab 9.

2. **Octinoxate.** This is the chemical ((RS)-2-Ethylhexyl(2E)-3-(4-methoxyphenyl)) prop-2-enoate, that has a Chemical Abstract Service Registry Number 5466-77-3 and whose synonyms includeethylhexylmethoxycinnamate, octylmethoxycinnamate,

Eusolex 2292, NSC 26466, Parsol MOX, 22 Parsol MCX and Uvinul MC8O;

3. **Octocrylene.** This is the chemical 2-ethylhexyl 2-cyano-3,3-diphenyl-2-propenoate that has aChemical Abstract Service Registry Number 6197-30-4, and whose synonyms include Uvinul N-539, 2-ethylhexyl 2-cyano-3-3-diphenylacrylate, Octocrileno, Parasol340, UV Absorber-3, Escalol 597, Eusolex OCR, Neo Heliopan 303,Sanduvor 3039, Seesorb 502, and Viosorb 930.

4. **Avobenzone.** This is the chemical 1,3-Propanedione, 1-[4-(1,1-dimethylethyl)phenyl]-3-(4-methoxyphenyl)- that has a Chemical Abstract Service Registry Number70356-09-1 and whose synonyms include butylmethoxydibenzoylmethane, Escalol 517, Eusolex 9020, NeoHeliopan 357, Parsol 1789, Parsol A, Parsol RTM 1789, Photoplex, and Uvinul BMBM;

5. **Cinoxate.** This is the chemical 2-Ethoxyethyl-p-Methoxycinnamate that has a Chemical Abstract Service Registry Number 104-28-9 and whose synonyms include Phiasol, Sundare, Give-Tan,Giv Tan F; Cinnamic acid, p-methoxy-, 2-ethoxyethyl ester;ethoxyethylmethoxycinnamate; and p-Methoxycinnamic acid, 2-ethoxyethyl ester.

6. **Octisalate.** This is the chemical benzoic acid, 2-hydroxy-, 2-ethylhexyl ester, that has a Chemical Abstract Service Registry Number118-60-5, and whose synonyms include2-ethylhexyl 2-hydroxybenzoate; 2-ethylhexyl salicylate; ethylhexyl salicylate; Dermoblock OS; Escalol 587; Eusolex OS; Neo HeliopanOS; NSC 46151; Octyl salicylate;Parsol EHS; Sunarome O; Sunarome WMO; Uvinul 0-18; and WMO.

7. **Homosalate.** This is the chemical 3,3,5-Trimethylcyclohexyl 2-Hydroxybenzoatethat has a Chemical Abstract Service Registry Number 118-56-9 and whose synonyms include Coppertone, Homomenthyl salicylate, Heliopan, Heliophan, Filtersol "A", m-Homomenthylsalicylate, Kemester HMS, Trimethylcyclohenyl salicylate, and3,5-Trimethylcyclohexyl salicylate.

8. **Para-aminobenzoic acid (or PABA).** This is the chemical 4-Aminobenzoic Acid that has a Chemical Abstract Service Registry Number 150-13-0 and whose synonyms include p-aminobenzoic acid, Vitamin BX, p-Carboxyaniline, Hachemina, Paraminol, Sunbrella,

Pabacyd, Pabafilm, Pabamine, Paranate, Super Shade by Coppertone, Pabagel, Pabanol, Vitamin H1, and 4-Carboxyphenylamine.

9. **Dioxybenzone (or benzophenone-8).** This is the chemical 2,2'-Dihydroxy-4-Methoxybenzophenone that has a Chemical Abstract Service Registry Number 131-53-3and whose synonyms includeAdvastab 47, Cyasorb UV 24, Spectra-sorb UV 24, UF 2, and Benzophenone, 2,2'-dihydroxy-4-methoxy-.

10. **Trolamine salicylate.** This is the chemical 2,2',2''-nitrilotriethanol 2-hydroxybenzoatethat has a Chemical Abstract Service Registry Number2174-16-5 and whose synonyms includeTriethanolamine salicylate, TEA salicylate, Salicylic acid trolamine, Sunarome W, and Salicylic acid triethanolamine.

11. **Sulisobenzone (or benzophenone-4).** This is the chemical2-Hydroxy-4-methoxybenzophenone-5-sulfonic acid that has a Chemical Abstract Service Registry Number 4065-45-6and whose synonyms include5-Benzoyl-4-hydroxy-2-methoxybenzenesulfonic acid; Sungard, Uval, Uvinul, Seesorb 101S, Syntase 230, Uvinul MS 40, and Spectra-Sorb UV 284.

12. **Padimate O.** This is the chemical 2-Ethylhexyl 4-(dimethylamino) benzoate that has a Chemical Abstract Service Registry Number 21245-02-3 and whose synonyms includeEscalol 507, 2-Ethylhexyl p-dimethylaminobenzoate, Octyl dimethyl PABA, Arlatone UVB, Eusolex 6007, Sundown, and Octyl dimethyl p-aminobenzoate

13. **Isoamyl 4-methoxycinnamate (or Amiloxate).** This is the chemical Isopentyl-4-methoxycinnamate that has a Chemical Abstract Service Registry Number 71617-10-2and whose synonyms includeIsoamyl p-methoxycinnamate; Isopentyl p-methoxycinnamate; and Neo Heliopan E1000.

14. **Bisdisulizole disodium.** This is the chemical Monosodium salt of 2-2'-bis-(1,4-phenylene)1H-benzimidazole-4,6-disulphonic acid)that has a Chemical Abstract Service Registry Number 180898-37-7and whose synonyms include Disodium Phenyl DibenzimidazoleTetrasulfonate; Bisimidazylate, and Neo Heliopan AP.

15. **Bemotrizinol.** This is the chemical(1,3,5)-Triazine-2,4-bis((4-(2-ethyl-hexyloxy)-2-hydroxy)-phenyl)-6-(4-methoxyphenyl)that has a Chemical Abstract Service Registry Number 187393-00-6 and whose

synonyms include Bis-ethylhexyloxyphenolMethoxyphenylTriazine; Tinosorb® S,Tinosorb S, Escalol S, Tinosorb S Aqua, and Anisotriazine.

16. **Bisoctrizole.** This is the chemical 2,2′-Methylene-bis-6-(2H-benzotriazol-2yl)-4-(tetramethyl-butyl)-1,1,3,3-phenol that has a Chemical Abstract Service Registry Number 103597-45-1 and whose synonyms includeTinosorb® M,Tinosorb M, Ultraviolet Absorbent UV-360, UV-360, Milestab-360, and Tinuvin-360.

17. **Diethylaminohydroxybenzoyl hexyl benzoate.** This is the chemical Benzoic acid, 2-[-4-(diethylamino)-2-hydroxybenzoyl]-, hexylester that has a Chemical Abstract Service Registry Number 302776-68-7 and whose synonyms include Unvinul A Plus.

18. **Ethylhexyltriazone.** This is the chemical 2, 4, 6-trianilino-p-(carbo-2′-ethylhexyl-1′-oxy)-1,3,5-triazine that has a Chemical Abstract Service Registry Number 88122-99-0 and whose synonyms includeOctyltriazone, Uvinul T 150, cinoxateethylhexyltriazone, UV-T-150, Uvasorb ET, and Koptrizon.

19. **Drometrizoletrisiloxane.** This is the chemical Phenol, 2-(2H-benzotriazol-2-yl)-4-methyl-6-(2-methyl-3-(1,3,3,3-tetramethyl-1-((trimethylsilyl)oxy)-1-disiloxanyl)propyl)-that has a Chemical Abstract Service Registry Number 155633-54-8 and whose synonyms includeMexoryl XL andSilatrizole.

20. **Terephthalylidenedicamphor sulfonic acid.** This is the chemical 3,3′-(1,4-Phenylenedimethylene)bis[7,7-dimethyl-2-oxo-bicyclo-(2,2,1)hept-1-yl methanesulfonic acid] that has a Chemical Abstract Service Registry Number 92761-26-7and whose synonyms include Ecamsule and Mexoryl SX.

21. **Camphor benzalkoniummethosulfate.** This is the chemical N,N,N-Trimethyl-4-(2-oxoborn-3-ylidenemethyl) anilinium methyl sulphate that has a Chemical Abstract Service Registry Number 52793-97-2 and whose synonyms include Mexoryl SO.

23. **4-Methylbenzylidene camphor.** This is the chemical 3-(4′-Methylbenzylidene)d-1 camphor that has a Chemical Abstract Service Registry Number 36861-47-9 and whose synonyms include Enzacamene, Eusolex 6300, Parsol 5000, Methyl Benzylidene Camphor, Neo Heliopan MBC, and Uvinul MBC 95.

24. **Iscotrizinol.** This is the chemical bis(2-Ethylhexyl) 4,4'-((6-((4-(tert-butylcarbamoyl)phenyl]amino)-1,3,5-triazine-2,4-diyl)diimino)dibenzoatethat has a Chemical Abstract Service Registry Number 154702-15-5and whose synonyms include Diethylhexylbutamidotriazone, and Uvasorb HEB.

25. **3-benzylidene camphor.** This is the chemical1,7,7-Trimethylbicyclo(2.2.1)heptan-2-one-3-benzylidenethat has a Chemical Abstract Service Registry Number 15087-24-8 and whose synonyms include3-Benzyliden-campher.

26. **Phenylbenzimidazole sulfonic acid.** This is the chemical 2-Phenylbenzimidazole-5-sulphonic acidthat has a Chemical Abstract Service Registry Number27503-81-7and whose synonyms includeEnsulizole, Ultraviolet absorbent UV-T, and PARSOL HS.

27. **Menthylanthranilate.** This is the chemical 5-Methyl-2-(1-Methylethyl) Cyclohexanol-2-Aminobenzoate that has a Chemical Abstract Service Registry Number 134-09-8 and whose synonyms includeMeradimate, Menthyl-O-aminobenzoate, and Neo Heliopan MA.

28. **Polysilicone-15.**This is the chemical Dimethicodiethylbenzalmalonate that has a Chemical Abstract Service Registry Number 207574-74-1and whose synonyms include Parsol SLX.

(ii) Preservatives.

1. **Triclosan.** This is the chemical2,4,4'-Trichloro-2'-hydroxydiphenyl ether that has a Chemical Abstract Service Registry Number 3380-34-5and whose synonyms include Irgasan, Cloxifenolum, and Lexol 300.

2. **Methylparaben.** This is the chemicalMethyl 4-hydroxybenzoatethat has a Chemical Abstract Service Registry Number 99-76-3and whose synonyms include Methyl p-hydroxybenzoate, Methyl paraben, Nipagin, Methyl parahydroxybenzoate, and Maseptol.

3. **Ethylparaben.** This is the chemical Ethyl 4-hydroxybenzoate that has a Chemical Abstract Service Registry Number 120-47-8and whose synonyms includeEthyl p-hydroxybenzoate, Ethyl paraben, Ethyl parasept, and Mycocten.

4. **Butylparaben.** This is the chemicalButyl 4-hydroxybenzoatethat has a Chemical Abstract Service Registry Number 94-26-8and whose

synonyms includeButyl paraben, Butyl p-hydroxybenzoate, Nipabutyl, Butoben, Butyl chemosept and Butyl parasept.

5. **Benzylparaben.** This is the chemicalBenzyl 4-hydroxybenzoatethat has a Chemical Abstract Service Registry Number 94-18-8and whose synonyms include Benzyl p-hydroxybenzoate, Nipabenzyl, Parosept, Benzyl paraben, and Benzyl Parasept.

6. **Isobutylparaben.** This is the chemical Isobutyl 4-hydroxybenzoatethat has a Chemical Abstract Service Registry Number 4247-02-3and whose synonyms includeIsobutyl p-hydroxybenzoate, Isobutyl paraben, and Isobutyl parahydroxybenzoate.

7. **Sodium methylparaben.** This is the chemical Methyl 4-hydroxybenzoate sodium saltthat has a Chemical Abstract Service Registry Number 5026-62-0and whose synonyms include Sodium 4-(methoxycarbonyl)phenolate, Preserval MS, and Solparol.

8. **Sodium propylparaben.** This is the chemicalPropyl 4-hydroxybenzoate sodium saltthat has a Chemical Abstract Service Registry Number 35285-69-9and whose synonyms includeSodium 4-(propoxycarbonyl)phenolate, Parasept, and Sodium 4-propoxycarbonylphenoxide.

9. **Methyldibromoglutaronitrile.** This is the chemical1,2-Dibromo-2,4-dicyanobutanethat has a Chemical Abstract Service Registry Number 35691-65-7and whose synonyms include Bromothalonil, 2-bromo-2-(bromomethyl)pentanedintrile, Tektamer, and Metacide 38.

10. **Phenoxyethanol.** This is the chemicalEthylene glycol monophenyl etherthat has a Chemical Abstract Service Registry Number 122-99-6and whose synonyms include2-Phenoxyethanol, Phenyl cellosolve, Phenoxethol, Phenoxyethyl alcohol, Rose ether and Arosol; or 11. Any other ingredients prohibited by the Minister pursuant to regulation.

§103. Limitation on the sale of prohibited sunscreens.

No prohibited sunscreen with the ingredients listed in Section 102 shall be imported for sale to, or manufactured in or sold in the Republic after the effective date of this Act.

§104. Limitation on entering the Republic with prohibited sunscreen.

No person shall enter with, mail, or bring a prohibited sunscreen into the Republic for any purpose on or after the effective date of this Act.

§105. Penalties.

(a) Any persons found to be selling, offering for sale, or distributing for sale a prohibited sunscreen in violation of this Act shall be guilty of violating this subchapter and subject to a civil penalty of not more than one thousand dollars ($1,000) per violation. Prohibited sunscreens offered for sale in violation of this act shall be subject to confiscation.

(b) On the effective date of this Act, any prohibited sunscreens shall be subject to confiscation upon entry into the Republic.

§106. Regulation.

The Environmental Protection Authority shall, in consultation with experts, promulgate regulations implementing this subchapter and develop guidance to retailers and customs authorities on identifying prohibited sunscreens. The Environmental Protection Authority shall work to publicize this prohibition and discourage import or use of such sunscreens products by international visitors.

§107. Effective Date.

This Act shall take effect on the date of certification in accordance with the relevant provisions of the Constitution of the Republic of the Marshall Islands and the Rules of Procedure of the Nitijela.

CERTIFICATE

I hereby certify:

1. That Nitijela Bill No: 171 was passed by the Nitijela of the Republic of the Marshall Islands on the 24th day of September 2019; and

2. That I am satisfied that Nitijela Bill No: 171 was passed in accordance with the relevant provisions of the Constitution of the Republic of the Marshall Islands and the Rules of Procedures of the Nitijela.

I hereby place my signature before the Clerk this 2nd day of October 2019.

Hon. Kenneth A. Kedi
Speaker
Nitijela of the Marshall Islands

Attest:

Morean S. Watak
Clerk
Nitijela of the Marshall Islands